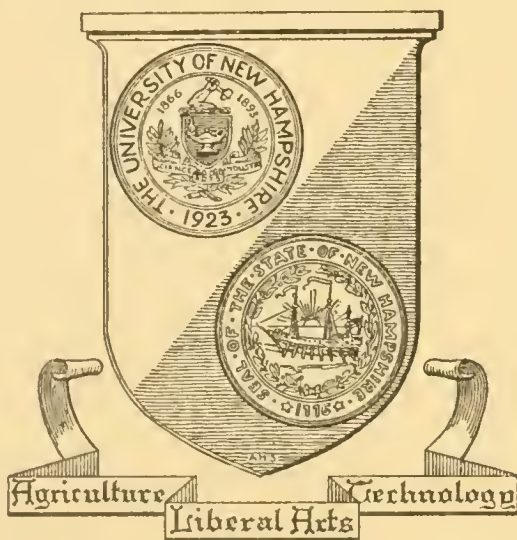


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JOURNAL
OF THE
HONORABLE SENATE
JANUARY SESSION OF 1947

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JOURNAL
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HONORABLE SENATE
JANUARY SESSION OF 1947

WEDNESDAY, JANUARY 1, 1947.

At eleven o'clock in the forenoon of the first Wednesday in January in the year of our Lord, One thousand nine hundred and forty-seven, being the day prescribed by the Constitution for the Legislature of New Hampshire to assemble at the capitol in the city of Concord in said State, and His Excellency the Honorable Charles M. Dale, Governor, attended by the Honorable Council, having come into the Senate Chamber, took and subscribed the oaths of office, and were duly qualified as senators agreeably to the provisions of the Constitution, namely:

- | | | |
|-----------|-----|--------------------------|
| Dist. No. | 1. | Emmet J. Kelley |
| | 2. | Curtis C. Cummings |
| | 3. | Frederick E. Green |
| | 4. | James Welch |
| | 5. | Earl S. Hewitt |
| | 6. | Charles F. Stafford |
| | 7. | Paul B. Gay |
| | 8. | Jesse R. Rowell |
| | 9. | John P. H. Chandler, Jr. |
| | 10. | Russell F. Batchelor |
| | 11. | Jason C. Sawyer |
| | 12. | James W. Colburn |

13. Aldege A. Noel
14. Asa H. Morgan
15. Arthur E. Bean
16. Charles H. Barnard
17. Robert J. Gamache
18. Thomas B. O'Malley
19. Charles E. Daniel
20. Edmond J. Marcoux
21. J. Guy Smart
22. Augustus F. Butman
23. Doris M. Spollett
24. Rae S. Laraba

His Excellency the Governor, the Honorable Council withdrawing, the Senate was called to order by Benjamin F. Greer, Clerk of the 1947 Session of the Senate.

The Clerk stated that the first business was the election of a temporary presiding officer.

On motion of Senator Barnard, Senator Rowell was chosen temporary presiding officer.

The Clerk requested Senators Gamache and O'Malley to conduct the temporary presiding officer to the Chair.

The Senate proceeded to the choice of a President by balloting with the following result:

Whole number of votes cast	23
Necessary for choice	12
Honorable Edmond J. Marcoux	4
Honorable Charles H. Barnard	19

and the Honorable Charles H. Barnard having received a majority of all the votes cast was declared elected.

On motion of Senator Marcoux, the election of Senator Barnard was made unanimous.

The presiding officer requested Senators Smart and Bean to escort the President to the Chair.

The President, having assumed the Chair, thanked the Senators for the honor conferred upon him.

On motion of Senator Smart the following resolution was adopted:

Resolved, That Benjamin F. Greer, as Clerk, be elected by acclamation; that Frank M. Ayer as Assistant Clerk, be elected by acclamation; that Raymond B. Lakeman as Sergeant-at-Arms, be elected by acclamation; that Donald W. Moore as Messenger, be elected by acclamation; that Frank D. Gay as Doorkeeper, be elected by acclamation.

And that Benjamin F. Greer, Frank M. Ayer, Raymond B. Lakeman, Donald W. Moore and Frank D. Gay are hereby elected for the several positions named, respectively.

Thereupon Benjamin F. Greer, Frank M. Ayer, Raymond B. Lakeman, Donald W. Moore and Frank D. Gay appeared, signified their acceptance of the office to which they were elected respectively, and were duly sworn to the faithful discharge of their duties before the President.

A true record:

BENJAMIN F. GREER,
Clerk for 1945-1946.

A true copy—Attest:

BENJAMIN F. GREER,
Clerk for 1945-1946.

On motion of Senator Hewitt the following resolution was adopted:

Resolved, That the rules of the Senate for the last session be the rules of the Senate for the present session unless otherwise ordered.

On motion of Senator O'Malley the following resolution was adopted:

Resolved, That until otherwise ordered the Senate will meet at eleven o'clock in the forenoon, and at two o'clock in the afternoon.

On motion of Senator Cummings the following resolution was adopted:

Resolved, That the Secretary of State be requested to furnish the Senate with the official returns of votes from the various Senatorial Districts for the State.

On motion of Senator Noel the following resolution was adopted:

Resolved, That the return of votes from the several Senatorial Districts be referred to a select committee of three with the instructions to examine and count the same, and report to the Senate whether any vacancies exist, and if so, in what Senatorial Districts.

The President appointed as members of such committee Senators Noel, Rowell, and Spollett.

On motion of Senator Spollett the following resolution was adopted:

Resolved, That the House of Representatives be informed that the Senate having assembled, has organized by the choice of Charles H. Barnard as President, Benjamin F. Greer as Clerk, Frank M. Ayer as Assistant Clerk, Raymond B. Lakeman as Sergeant-at-Arms, Frank D. Gay as Doorkeeper, and Donald W. Moore as Messenger, and is now ready to proceed with the business of the session.

On motion of Senator Marcoux the following resolution was adopted:

Resolved, That the Clerk be instructed to procure the services of two stenographers, to perform such duties as may be assigned to them.

On motion of Senator Daniel the following resolution was adopted:

Resolved, By the Senate, the House of Representatives concurring, that the joint rules of the last session of the Legislature be the joint rules of this session until otherwise ordered.

On motion of Senator Laraba the following resolution was adopted:

Resolved, That the President be authorized to appoint an Assistant Messenger and a Telephone Messenger for the ensuing session.

On motion of Senator Gay the following resolution was adopted:

Resolved, That all bills and joint resolutions reported by the committees, with the exception of new bills originating in the committees, shall be handed to the Clerk, who shall cause a list of said bills and joint resolutions to be published in the Appendix to the daily journal together with a report of the committee previous to their presentation to the Senate.

On motion of Senator Stafford the following resolution was adopted:

Resolved, That the Clerk of the Senate be authorized to furnish at the expense of the state during the session of 1947 two such daily newspapers printed within the state to the members and officers of the Senate as such members and officers may select and to the Governor and Council.

On motion of Senator Morgan the following resolution was adopted:

Resolved, That the House of Representatives be informed that the Senate will be ready to meet the House in joint convention for the purpose of canvassing the votes for Governor and Councilors agreeably to

the provisions in the Constitution at 2:00 o'clock this afternoon, and for the election of a Secretary of State, State Treasurer, and Commissary General.

The President declared a recess.

The Senate re-assembled.

House Message

The following message was received from the House of Representatives by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the following resolution:

Resolved, That the Honorable Senate be informed that the House of Representatives has organized by the choice of J. Walker Wiggin, Speaker; Cyril J. Fretwell, Clerk; Robert L. Stark, Assistant Clerk; and Clarence A. DuBois, Sergeant-at-Arms; Lenne C. Twombly, Sherman L. Greer, and Joseph Comi and Mrs. Edith Gardner, as Doorkeepers, and is now ready to proceed with the business of the session.

The message further stated that the House of Representatives has voted to adopt the following resolution:

Resolved, That the Honorable Senate be informed that the House of Representatives will be ready to meet the Senate in Joint Convention for the purpose of canvassing the votes for Governor and Councilors agreeably to the Constitution and for the election of a Secretary of State, State Treasurer and Commissary General at two o'clock this afternoon.

(See House Proceedings)

On return to the Senate chamber the Senate was called to order.

On motion of Senator Spollett the rules were suspended and all business in order for two o'clock this afternoon was made in order at the present time.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, JANUARY 2, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senators Hewitt and Chandler were granted leaves of absence on account of important business.

House Message

The following message was received from the House of Representatives by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the following resolution:

Resolved, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at 11:50 o'clock for the purpose of receiving His Excellency, the Governor, and any communication he may be pleased to make, and for the transaction of such other business as may properly come before such convention.

On motion of Senator Kelley the following resolution was adopted:

Resolved, That the Senate be ready to meet the House of Representatives in joint convention as suggested by the House Message at 11:50 o'clock, for the purpose of receiving His Excellency, the Governor, and any communication that he may be pleased to make, and for the transaction of any other business that may properly come before such convention.

The Honorable Enoch D. Fuller, Secretary of State, appeared and presented the return of votes for Senators from the various Senatorial Districts, as returned to the Secretary's office.

Committee Report

The select committee to whom was referred the returns of votes for senators from the several districts, having attended to their duties and having examined the returns made to the Secretary of State and the records in the office of said secretary, report that they find the state of the vote returned from the several districts as follows:

First District

Emmet J. Kelley, Berlin, d	3,598	
Archie C. Martin, Berlin, r	2,670	
	<hr/>	
Plurality for Kelley		928

Second District

Curtis C. Cummings, Colebrook, r and d	4,317
--	-------

Third District

Frederick E. Green, Littleton, r	3,760	
Anthony Burgault, Lyman, d	1,089	
	<hr/>	
Plurality for Green		2,671

Fourth District

James Welch, Tamworth, r and d	5,837
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Fifth District

Earl S. Hewitt, Enfield, r	5,034	
Earl T. Burby, Lebanon, d	1,933	
	<hr/>	
Plurality for Hewitt		3,101

Sixth District

Charles F. Stafford, Laconia, r and d	6,165
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Seventh District

Paul B. Gay, New London, r	3,774
Henry J. Proulx, Franklin, d	2,818

Plurality for Gay	956
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Eighth District

Jesse R. Rowell, Newport, r	5,004
Clifton Simms, Claremont, d	2,848

Plurality for Rowell	2,156
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Ninth District

John P. H. Chandler, Jr., Warner, r	4,314
Reuben S. Moore, Bradford, d	1,341

Plurality for Chandler	2,973
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Tenth District

Russell F. Batchelor, Keene, r	3,987
Francis W. Tolman, Nelson, d	1,197

Plurality for Batchelor	2,790
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Eleventh District

Jason C. Sawyer, Jaffrey, r and d	4,720
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Twelfth District

James W. Colburn, Nashua, r and d	6,597
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Thirteenth District

Aldege A. Noel, Nashua, d and r	6,319
Timothy J. Sullivan, Nashua, ind	285

Plurality for Noel	6,034
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Fourteenth District

Asa H. Morgan, Bow, r	4,473	
George R. Lea, Pembroke, d	2,843	
	<hr/>	
Plurality for Morgan		1,630

Fifteenth District

Arthur E. Bean, Concord, r	3,592	
John H. Mayo, Concord, d	1,320	
	<hr/>	
Plurality for Bean		2,272

Sixteenth District

Charles H. Barnard, Manchester, r ...	3,601	
J. Leo Tardiff, Manchester, d	2,056	
	<hr/>	
Plurality for Barnard		1,545

Seventeenth District

Robert J. Gamache, Manchester, r	3,192	
Marye Walsh Caron, Manchester, d	3,169	
	<hr/>	
Plurality for Gamache		23

Eighteenth District

Thomas B. O'Malley, Manchester, d ...	6,287	
Joseph P. Kenney, Manchester, r	2,366	
	<hr/>	
Plurality for O'Malley		3,921

Nineteenth District

Charles E. Daniel, Manchester, d	2,977	
Albert R. Martineau, Manchester, r ...	1,367	
	<hr/>	
Plurality for Daniel		1,610

Twentieth District

Edmond J. Marcoux, Strafford, d	5,000
Rufus W. Rundlett, Farmington, r	4,112

Plurality for Marcoux	888
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Twenty-First District

J. Guy Smart, Durham, r	4,322
Hubert C. Stanley, Dover, d	3,693

Plurality for Smart	629
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Twenty-Second District

Augustus F. Butman, Derry, r	6,220
Joseph F. Ecker, Manchester, d	3,216

Plurality for Butman	3,004
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Twenty-Third District

Doris M. Spollett, Hampstead, r and d	7,255
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Twenty-Fourth District

Rae S. Laraba, Portsmouth, r	4,348
Mary C. Dondero, Portsmouth, d	4,347

Plurality for Laraba	1
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On motion of Senator Stafford the following resolution was adopted:

Resolved, That the President be authorized to appoint a committee of three to procure and assign suitable rooms for the various committees of the Senate and an office for the President.

Pursuant to the foregoing resolution the President appointed as members of such committee, Senators Hewitt, Butman, and Marcoux.

On motion of Senator Laraba the following resolution was adopted:

Resolved, That the rules be so far suspended that all business in order for two o'clock this afternoon be made in order at the present time.

On motion of Senator Gay the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10 o'clock, and when it adjourns Saturday morning it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Spollett the Senate adjourned.

SATURDAY, JANUARY 4, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Concord, N. H., January 4, 1947.

SENATOR ARTHUR E. BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, JANUARY 7, 1947.

The Senate met according to adjournment.

Introduction of Joint Resolution

Senator Smart introduced the following joint resolution which was read a first and second time, laid on the table to be printed and referred to the Committee on Claims:

Senate Joint Resolution No. 1, Joint resolution in favor of Mrs. Erwin L. Shaver.

Communication

The Clerk of the Senate read a communication from His Excellency, The Governor, relating to the use of his wartime powers as Governor in connection with the transportation problem.

Pursuant to a previous resolution the President of the Senate named as Assistant Messenger, John S. Ball of Hopkinton and as Telephone Messenger, Earl J. Pollard, of Windham, who appeared and took the oath of office.

Resolutions

On motion of Senator Rowell, the following resolution was adopted:

Resolved, That the Committee on Rules be increased in membership from three to five members.

On motion of Senator Butman, the following resolution was adopted:

Whereas, the Eighth Biennial Session of the General Assembly of the Council of State Governments has been called by the Council of State Governments, to be held on Thursday, Friday and Saturday, January 16th, 17th, and 18th, inclusive, at the Edgewater Beach Hotel, Chicago, Ill., to discuss the organization and administration of those governmental services participated in

by the Federal Government in cooperation with the states, and to discuss the major problems of reconstruction and development, including reconversion, jobs, unemployment compensation, veterans' affairs, aviation and tax and fiscal problems; and

Whereas, it is apparent that substantial benefits would result from closer contacts between the Legislative and Administrative Divisions of the various state governments, and that many governmental difficulties are aggravated by the absence of adequate facilities for conference between these bodies; and

Whereas, the present economic emergency creates an imperative necessity now emphasized by the program of economic security for joint council and concerted action; and

Whereas, the times and the situation in which we find ourselves combine to make this the most important meeting that the Council of State Governments has ever had; and

Whereas, it is believed that the moment has now arrived for establishing adequate means for communication and conference between the states and the Federal Government; and

Whereas, the Senate of this state is invited to send as its delegates to this conference a delegation of its members, to be chosen in such manner as this body may determine, therefore,

Be It Resolved, That the Senate of the State of New Hampshire hereby authorizes and instructs the Senate Committee on Interstate Cooperation to act as a delegation to the Interstate Assembly, which convenes in Chicago, Ill., on January 16th, 17th, and 18th, 1947.

Such delegation shall be without power to commit the Senate to action; and

Be It Further Resolved, That the said delegation shall be entitled to reasonable reimbursement for its reasonable expenses upon presentation of the proper statement of such expenses; and

Be It Further Resolved, That the Clerk of the Senate immediately advise the Corresponding Secretary of the conference in care of the Council of State Governments, 1313 East Sixtieth Street, Chicago, Illinois, of the appointment of such delegation.

On motion of Senator Rowell the Senate recessed until 11:45.

The Senate re-assembled.

The President announced members of the Standing Committees of the Senate for 1947, and Joint Standing Committees as follows:

Agriculture—Senators Spollett, Morgan, Sawyer, Smart, Daniel.

Banks—Senators Colburn, Laraba, Batchelor, Gay, Noel.

Claims and Incorporations — Senators Kelley, Batchelor, Green, Sawyer, Gamache.

Coastwise Improvements — Senators Butman, Laraba, Bean, Welch, Noel.

Education—Senators Hewitt, Spollett, Cummings, Rowell, O'Malley.

Elections—Senators Morgan, Stafford, Green, Cummings, Marcoux.

Engrossed Bills—Senators Chandler, Noel.

Finance—Senators Smart, Bean, Cummings, Hewitt, Stafford, O'Malley, Marcoux.

Fisheries and Game—Senators Cummings, Butman, Colburn, Stafford, Kelley.

Forestry and Recreation—Senators Bean, Cummings, Hewitt, Gay, Noel.

Insurance—Senators Green, Smart, Rowell, Bean, Daniel.

Interstate Cooperation—Senators Barnard, Butman, Rowell, Marcoux, Kelley.

Judiciary—Senators Laraba, Welch, Gay, Colburn, Morgan, Kelley, Marcoux.

Labor—Senators Welch, Hewitt, Bean, Smart, Kelley.

Liquor Laws—Senators Chandler, Hewitt, Stafford, Butman, Sawyer, Gay, Marcoux.

Military Affairs and Soldiers Home — Senators Sawyer, Chandler, Batchelor, Laraba, Gamache, Colburn, Daniel.

Public Health—Senators Noel, Green, Hewitt, Colburn, Butman.

Public Improvements — Senators Gamache, Gay, Morgan, Chandler, O'Malley.

Revision of Laws — Senators Batchelor, Rowell, Gamache, Green, O'Malley.

State Hospital and Laconia State School—Senators O'Malley, Spollett, Bean, Rowell, Welch.

State Prison and Industrial School—Senators Marcoux, Batchelor, Stafford, Laraba, Gamache.

Towns and Counties—Senators Daniel, Cummings, Sawyer, Welch, Chandler.

Transportation — Senators Stafford, Gamache, Welch, Batchelor, Spollett, Green, Kelley.

University of New Hampshire and Teachers' Colleges—Senators Gay, Smart, Morgan, Laraba, Daniel.

Ways and Means—Senators Rowell, Butman, Spollett, Chandler, Sawyer, Kelley, O'Malley.

Rules—Senators Barnard, Rowell, Laraba, Smart, Marcoux.

State House and State House Yards—Senators Rowell, Colburn, Morgan, Spollett, Daniel.

State Library—Senator Smart.

On motion of Senator Chandler the following resolution was adopted:

Resolved, That the rules be so far suspended that all business in order for 2 o'clock this afternoon be made in order at the present time.

On motion of Senator Cummings, the Senate adjourned.

WEDNESDAY, JANUARY 8, 1947.

The Senate met according to adjournment.

Leave of Absence

Senator Batchelder was granted a leave of absence on account of important business.

The President declared a recess until 11:45 to permit the Senators to perfect the organization of committees.

Recess

The Senate re-assembled.

On motion of Senator Rowell the following resolution was adopted:

Resolved, That the rules be so far suspended, that all business in order for 2 o'clock this afternoon be made in order at the present time.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, JANUARY 9, 1947.

The Senate met according to adjournment.

Leave of Absence

Senator Hewitt was granted a leave of absence on account of important business.

Introduction of Bill

Senator Laraba introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Finance:

Senate Bill No. 1, An act relative to stenographic assistance for the Legislature.

On motion of Senator Laraba, the rules were suspended, printing and reference to committee dispensed with, and the foregoing entitled bill was read a third time and passed at the present time.

Committee Report

Senator Butman, for the committee to whom was referred the assignment of rooms by the President for the standing committees of the Senate, reported the following resolution:

Resolved, That the assignment of rooms for the several committees of the Senate be as follows:

Agriculture—Room 120, Department of Agriculture, State House.

Banks—Room 301, Bank Commission, State House.

Claims and Incorporations—Room 301, Bank Commission, State House.

Education—Room 410, Department of Education, Annex.

Elections—Senate Gallery, State House.

Finance—Room 105, State Treasurer, State House.

Fisheries and Game—Room 305, Annex.

Forestry—Room 401, Forestry Department, Annex.

Insurance—Room 113, Insurance Department, Annex.

Judiciary—Room 310, Attorney General, State House.

Labor—Room 115, Labor Commission, 1st floor, State House.

Liquor Laws—Patriot Building, Liquor Commission.

Military Affairs and Soldiers' Home—Recreation Room, State House.

Public Health—Room 107, Board of Health, State House.

Public Improvements—Room 311, Highway Department, State House Annex.

Revision of Laws—Room 310, Attorney General, State House.

State Hospital and Laconia State School—Senate Stenographers' Room, State House.

State Prison and Industrial School—Senate Stenographers' Room, State House.

Towns and Counties—Room 314, Attorney General, State House.

Transportation—Room 305, Annex.

University of New Hampshire and Teachers' College—Room 410, Department of Education, Annex.

Ways and Means—Room 212, Tax Commission, State House.

Coastwise Improvements—Recreation Room, State House.

Rules—Room 204, Secretary of State, State House.

Interstate Co-operation—Room 204, Secretary of State, State House.

Engrossed Bills—Room 204, Secretary of State, State House.

State House and State House Yards—Room 100, Superintendent's Office, State Library—State Library.

On motion of Senator Noel, further reading of the report was dispensed with.

On motion of Senator Noel, the following resolution was adopted:

Resolved, That the rules be so far suspended that all business in order for 2 o'clock this afternoon be made in order at the present time.

On motion of Senator Bean, the following resolution was adopted:

Resolved, That when the Senate adjourns this morning it be to meet Saturday morning at 10 o'clock, and when it adjourns Saturday morning it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Cummings, the Senate adjourned.

SATURDAY, JANUARY 11, 1947.

The Senate met according to adjournment.

Senator Welch having assumed the Chair read the following communication:

Concord, N. H., January 11, 1947.

SENATOR JAMES WELCH:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,

President.

There being manifestly no quorum present, Senator Welch declared the Senate adjourned.

TUESDAY, JANUARY 14, 1947.

The Senate met according to adjournment.

Leave of Absence

Senator Rowell was granted a leave of absence for the week on account of important business.

Communication

The following communication was received from His Excellency, the Governor, and read by the Clerk:

January 9, 1947

Honorable Charles H. Barnard
President
State Senate
State House
Concord, New Hampshire

Dear Mr. President:

I have the honor to transmit to you and the State Senate the attached letter from the Attorney General of New Hampshire, under date of January 2, 1947 relating to the effect of the Presidential proclamation relating to War Powers on emergency legislation in the State of New Hampshire.

CHARLES M. DALE,
Governor.

In compliance with your request of yesterday, I examined the presidential proclamation dated December 31, 1946, for whatever effect it might have on the "War Emergency Legislation" enacted by the General Court since 1941.

It should be first noted that the presidential declaration only purports to terminate the "hostilities of World War II" and not the state of war which he expressly said still exists.

Some statutes may continue in effect and others not depending chiefly upon the purpose for which the legislation was enacted. For most purposes it may be said that World War II in which the United States was engaged terminated on the date of the presidential proclamation. What "in common thought and understanding" is considered the end of the war is generally taken as the dividing line. *Lefevre v. Healy*, 92 N. H. 162 (1942).

The most important statute cited as the State Emergency War Powers Act of 1943 is expressly made to terminate when "the president of the United States shall issue a proclamation that hostilities have ceased..." Laws 1943, c. 71, s. 25. The Sabotage Prevention Act (Laws 1941, c. 47) is probably no longer in effect. As for the State Council of Defense (Laws 1941, c. 45), its termination depends on the governor's proclamation dissolving or suspending it when he deems it expedient. Chapter 46 of the Laws of 1941, establishing the State Guard, became ineffective "upon the termination of the period of federal service of the New Hampshire National Guard."

The reduced age limit for chauffeur licenses (Laws 1943, c. 18) will continue in effect until April 1, 1947. The statute authorizing child care centers (Laws 1943, c. 19) expressly provides that it shall remain in force for the duration of the existing war and for six months after termination by the proclamation of the President of the United States that hostilities have ceased. The wartime fishing licenses provided by chapter 180 of the Laws of 1943 must be granted for thirty days more. The statute providing for flight strip highways (Laws 1943, c. 110) was never invoked and may be considered no longer in effect. The housing act established by chapter 139 of the Laws of 1943 permits the housing authority to initiate the development of any project until a declaration by Congress that the war is terminated. The same may be said of

chapter 120 of the Laws of 1943, authorizing cities and towns to aid in the operation of local housing centers. Section 20 of Part 14 of chapter 90 of the Revised Laws, inserted by chapter 188 of the Laws of 1945 relating to town bridge aid for the construction and reconstruction of bridges on class V highways calls for suspension of such aid only during the emergency created by World War II, which is expressly made to terminate six months after the cessation of actual combat. The poll tax exemption during military service (Laws 1943, c. 173) and town appropriations for civilian defense (Laws 1943, c. 99) are of course no longer in effect. The act relative to employment of certain persons having known physical defects (Laws 1943, c. 186) will be effective until July 1, 1947. The statute providing for free transportation for servicemen (Laws 1945, c. 83) must now be considered as terminated. As for state aid construction for class I highways (R. L., c. 90, s. 13, part 12, as inserted by Laws 1945, c. 188), the suspension of such aid was made to be effective only during the emergency created by World War II, with an express provision that such emergency shall end six months after the cessation of actual combat.

With reference to the executive orders issued under the War Powers Act concerning poultry, the employment of minors under the age of sixteen in mercantile establishments, fat and sugar content of ice cream and the appointment of sales agents in state liquor stores are naturally no longer in effect.

Very truly yours,

s/ ERNEST R. D'AMOURS,
Attorney General.

On motion of Senator Kelley the following resolution was adopted:

Resolved, That the rules be so far suspended that all

business in order for 2 o'clock this afternoon be made in order at the present time.

On motion of Senator Cummings, the Senate adjourned.

WEDNESDAY, JANUARY 15, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senator Daniel was granted a leave of absence on account of important business.

Senators Marcoux and Butman were granted leaves of absence on account of being out of the State.

Senator Smart was granted a leave of absence on account of important business.

Introduction of Bills

Senator Batchelder introduced the following entitled bills, which were read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 2, An act relative to the Keene Union School District.

To the Committee on Insurance:

Senate Bill No. 3, An act authorizing domestic insurance companies to create a guaranty fund.

Senate Bill No. 4, An act to authorize the writing of burglary insurance.

Senate Bill No. 5, An act to authorize the writing of collision, fire and theft insurance.

Senate Bill No. 6, An act to provide for certain combinations of business written by insurance companies.

On motion of Senator Kelley the following resolution was adopted:

Resolved, That the rules be so far suspended that all business in order for 2 o'clock this afternoon be made in order at the present time.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, JANUARY 16, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senators Batchelor and O'Malley were granted leaves of absence on account of important business.

Senators Barnard, Kelley, Hewitt, Marcoux and Butman were granted leaves of absence on account of business outside the state.

House Message

The following message was received from the House of Representatives by its Clerk:

MR. PRESIDENT:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 6, An act to amend the charter of the Mary Hitchcock Memorial Hospital.

House Bill No. 9, An act relative to the Howe Library in the town of Hanover.

Read and Referred

The following entitled bills, sent up from the House of Representatives were read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary.

House Bill No. 6, An act to amend the charter of the Mary Hitchcock Memorial Hospital.

House Bill No. 9, An act relative to the Howe Library in the town of Hanover.

Resolutions

On motion of Senator Welch the following resolution was adopted:

Resolved, That the Committee on Transportation of the Senate meet in joint session with the Committee on Transportation in the House on bills relating to transportation.

On motion of Senator Gay the following resolution was adopted:

Resolved, That the rules be so far suspended that all business in order for 2 o'clock this afternoon be made in order at the present time.

On motion of Senator Noel the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10 o'clock, and when it adjourns Saturday morning it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, JANUARY 18, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Concord, N. H., January 18, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, JANUARY 21, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senators Batchelor and Bean were granted leaves of absence on account of important business.

House Message

The following message was received from the House of Representatives by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 5, An act legalizing the biennial election held in the town of Farmington, November 5, 1946.

Read and Referred

The following entitled bill, sent up from the House of Representatives, was read a first and second time, and referred to the Committee on Judiciary:

House Bill No. 5, An act legalizing the biennial election held in the town of Farmington, November 5, 1945.

Introduction of Bills

Senator Rowell introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 7, An act authorizing the Newport School District to issue notes or bonds.

Senator O'Malley introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 8, An act to establish a State Housing Board.

On motion of Senator Rowell, the rules were so far suspended that all business in order for 2 o'clock this afternoon was made in order at the present time.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, JANUARY 22, 1947.

The Senate met according to adjournment.

Communication

The following communication was received and read by the Clerk:

To the President of the Senate:

Dear President Barnard:

The Police Commission of the City of Concord, hereby extends the customary privilege, to the members of

the 1947 New Hampshire Legislative Body, of unlimited parking in time restricted areas, with one exception of Main Street, during the Legislative session.

We assume that the identification stickers now in the hands of the Motor Vehicle Department, will be properly supervised and given to only those rightfully entitled thereto.

Respectfully yours,

DANIEL J. SHEA,

Chairman.

Resolutions

On motion of Senator Welch the following resolution was adopted:

Resolved, That the resolution heretofore adopted relating to joint hearings on transportation bills be rescinded.

On motion of Senator Stafford the following resolution was adopted:

Resolved, That the rules of the Senate be so far suspended as to permit the Committees on Education and Finance to hold joint hearing with the House Committees on Education and Appropriations on House Bill No. 12, An act to equalize educational opportunities and to improve the public elementary and high schools of New Hampshire.

On motion of Senator Hewitt, the following resolution was adopted:

Resolved, That the rules of the Senate be so far suspended as to permit the Committee on Transportation to hold joint hearing with House Committee on Transportation on House Bill No. 64, An act relating to the gross weight of motor vehicles.

On motion of Senator Kelley, the rules were so far suspended that all business in order for 2 o'clock this afternoon was made in order at the present time.

On motion of Senator Cummings, the Senate adjourned.

THURSDAY, JANUARY 23, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senators Hewitt, Chandler, and Marcoux were granted leaves of absence on account of important business.

House Message

The following message was received from the House of Representatives by its Clerk:

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 1, An act relative to stenographic assistance for the Legislature.

Committee Reports

Senator Laraba, for the Committee on Judiciary, to whom were referred:

House Bill No. 5, An act legalizing the biennial election held in the town of Farmington, November 5, 1946.

House Bill No. 6, An act to amend the charter of the Mary Hitchcock Memorial Hospital.

House Bill No. 9, An act relative to the Howe Library in the town of Hanover.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were adopted, and the above entitled bills were ordered to a third reading this afternoon at 2 o'clock.

Bill Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

Senate Bill No. 1, An act relative to compensation of stenographic assistance for the Legislature.

ALDEGE A. NOEL,
For the Committee.

The report was accepted.

On motion of Senator Noel the following resolution was adopted:

Resolved, That the rules be so far suspended that all business in order for two o'clock this afternoon be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 5, An act legalizing the biennial election held in the town of Farmington, November 5, 1946.

House Bill No. 6, An act to amend the charter of the Mary Hitchcock Memorial Hospital.

House Bill No. 9, An act relative to the Howe Library in the town of Hanover.

On motion of Senator Gay the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10 o'clock, and when it adjourns Saturday morning it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, JANUARY 25, 1947.

The Senate met according to adjournment.

Senator Gay having assumed the Chair read the following communication:

Concord, N. H., January 25, 1947.

SENATOR PAUL GAY:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Gay declared the Senate adjourned.

TUESDAY, JANUARY 28, 1947

The Senate met according to adjournment, and prayer was offered by the chaplain.

Leave of Absence

Senator Gay was granted leave of absence on account of important business.

Introduction of Guest

President Barnard introduced to the Senate the Hon. Norris Cotton, Congressman from the Second Congressional District.

Committee Appointment

President Barnard appointed as members of a special committee to make arrangements with the House for the use of its chaplain in relation to the opening of the Senate, Senators Laraba and Hewitt.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 15, An act to establish a new apportionment for the assessment of public taxes.

House Bill No. 31, An act relating to the jurisdiction of the Superior Court over tax sales.

The message further stated that the House of Representatives had passed the following resolution; in which it asked the concurrence of the Honorable Senate:

Resolved, By the House of Representatives, the Senate concurring, that the Speaker of the House appoint three members from the House and the President of the Senate appoint two members from the Senate to serve as a special joint committee to investigate as to the hazard traffic condition existing at the junction of Route No. 1 Bypass and Route No. 16 in the City of Portsmouth and report its findings and recommendations not later than February 15, 1947.

On motion of Senator Chandler, the Senate voted to concur in the above resolution, and the President ap-

pointed as members on the part of the Senate Senators Gamache and Morgan.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Ways and Means:

House Bill No. 15, An act to establish a new apportionment for the assessment of public taxes;

To the Committee on Judiciary:

House Bill No. 31, An act relating to the jurisdiction of the Superior Court over tax sales.

Ruling of the President

President Barnard ruled that any Senator desiring to introduce Senate bills or joint resolutions under a suspension of the rules, at the time of their request for suspension acquaint the Senate with the titles of the bills or resolutions they desire to introduce.

Introduction of Bills

Senator Hewitt, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 9, An act relating to the powers of towns.

Senator Chandler, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time.

Senator Chandler further moved that the printing of the bill be dispensed with.

(Discussion ensued)

On a *viva voce* vote the negative prevailed, and the bill was laid on the table to be printed and referred to the Committee on Judiciary:

Senate Bill No. 10, An act relative to a state song.

Senator Stafford, under a suspension of the rules, sixteen Senators having voted in favor thereof, introduced the following Senate joint resolution, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Claims and Incorporations:

Senate Joint Resolution No. 2, Joint Resolution in favor of Mrs. Alice D. Smith.

Senator O'Malley, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced two Senate bills and one Senate joint resolution, which were read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 11, An act amending chapter 226 of the Session Laws of 1921 relating to the Manchester Finance Commission.

Senate Bill No. 12, An act relative to service exemption for war veterans.

Senate Joint Resolution No. 3, Joint Resolution to establish State aid housing.

Committee Reports

Senator Gamache, for the Committee on Claims and Incorporations, to whom was referred Senate Joint Resolution No. 1, Joint Resolution in favor of Mrs. Erwin L. Shaver, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rules.

On motion of Senator Smart the rules were suspended and the reference to the Finance Committee dispensed with, and the above entitled joint resolution was ordered to a third reading this afternoon at three o'clock.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 6, An act to amend the charter of the Mary Hitchcock Memorial Hospital, having considered the same, reported the same under Joint Rule No. 6 with the following amendments, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first three lines thereof and inserting in place thereof the following:

1. *Mary Hitchcock Memorial Hospital.* Amend section 2 of chapter 236 of the Laws of 1889, as amended by chapter 313, Laws of 1929, by striking out the words "to an amount not exceeding two million dollars" in the fourth and fifth lines, so that said section as amended shall read as follows:

Amend section 3 of said bill by striking out the word "immediately" in the first line.

The report was accepted, amendments adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendments.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 5, An act legalizing the biennial election held in the town of Farmington, November 5, 1946.

House Bill No. 9, An act relative to the Howe Library in the town of Hanover.

JOHN P. H. CHANDLER, JR.,
For the Committee.

The report was accepted.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for two o'clock this afternoon to be in order at the present time.

Third Reading

The following entitled Joint Resolution was read a third time and passed:

Senate Joint Resolution No. 1, Joint Resolution in favor of Mrs. Erwin L. Shaver.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, JANUARY 29, 1947.

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

House Message

The following message was received from the House of Representatives by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the following concurrent resolution in the adoption of which it asks the concurrence of the Honorable Senate:

Resolved, That Dixon H. Turcott, Esquire of 136 North Main Street, Concord N. H., be employed by the House for the period from January 21 to January 31, 1947, inclusive, for the purpose of assisting members of the House in drafting bills at a compensation not to exceed two hundred dollars (\$200.00) for such period.

On motion of Senator Smart, the Senate voted to concur in the adoption of the concurrent resolution.

Concurrent Resolution

On motion of Senator Spollett the following concurrent resolution was adopted:

Resolved by the Senate, the House of Representatives concurring, that a special committee of five members be appointed as hereinafter provided to study the Bangs Disease problem. The President of the Senate shall appoint two members to said committee from the membership of the Senate, and the Speaker of the House of Representatives shall appoint three members to said committee from the membership of the House. The members of said committee shall serve without compensation and shall report their findings and recommendations not later than February 19th, 1947 of this session of the Legislature.

Pursuant to the foregoing concurrent resolution, the President appointed as members of such committee on the part of the Senate, Senators Spollett and Smart.

On motion of Senator Smart, the rules were so far suspended as to permit the Senate Committee on Finance and the Senate Committee on University of New Hampshire and Teachers' College to meet with the House joint committee on Appropriations and University of New Hampshire and Teachers' College in Room 100 on February 5 for a hearing on House Bill No. 1, An act relating to the University of New Hampshire Fund.

Introduction of Bills

Senator Smart, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 13, An act authorizing the town of Durham to issue serial bonds or notes.

Senator Sawyer, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 14, An act relative to distribution of fees and fines collected for fish and game violations.

On motion of Senator Hewitt, the following resolution was adopted:

Resolved, That the Senate express their appreciation to Rev. Ernest Shepard, Chaplain of the House of Representatives, for the opening service of prayer at the Senate executive session each legislative morning, and that this resolution be printed in the Senate journal.

Be It Further Resolved, That the Clerk of the the Senate be instructed to write a letter of appreciation to the Chaplain for his services in the Senate.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be in order at the present time.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, JANUARY 30, 1947.

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

Leaves of Absence

Senator Hewitt was granted a leave of absence on account of important business.

Senator Sawyer was granted a leave of absence to attend a funeral.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 22, An act legalizing the biennial election in the town of Kensington.

House Bill No. 39, An act legalizing the biennial election in the town of Loudon.

House Bill No. 43, An act relative to municipal permits for registration.

House Bill No. 50, An act providing for refund for destroyed tobacco tax stamps.

House Bill No. 81, An act relative to salaries of sheriff and county solicitor for Carroll County.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred to the Committee on Judiciary:

House Bill No. 22, An act legalizing the biennial election in the town of Kensington.

House Bill No. 39, An act legalizing the biennial election in the town of Loudon.

House Bill No. 50, An act providing for refund for destroyed tobacco tax stamps.

House Bill No. 81, An act relative to salaries of sheriff and county solicitor for Carroll County.

To the Committee on Revision of Laws:

House Bill No. 43, An act relative to municipal permits for registration.

Introduction of Bills

Senator Laraba, under a suspension of the rules, sixteen senators actually having voted in favor thereof,

introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 15, An act relating to the neglect of children.

Committee Report

Senator Laraba, for the Committee on Judiciary, to whom was referred Senate Bill No. 7, An act authorizing the Newport school district to issue notes or bonds.

Having considered the same, reported the same with the following resolution:

Whereas, there is before the Senate a bill to increase the debt limit of the Newport school district to an amount in excess of two per cent of the assessed valuation of the district (Senate Bill No. 7, An act authorizing the Newport school district to issue notes or bonds); and

Whereas, it is possible that such legislation may be unnecessary in view of the provisions of paragraph 1, section 4, chapter 51, Revised Laws; section 1, chapter 66, Revised Laws; and section 7, chapter 72, Revised Laws; and

Whereas, it is important that the combined borrowing power of towns and school districts for school purposes be determined in advance of the enactment of legislation and the creation of municipal debt:

Resolved, That the Justices of the Supreme Court be respectfully requested to give their opinion upon the following questions:

1. Do towns possess the power, under the above-mentioned provisions of law or other statutes, to borrow money for the support of schools and to build and repair school houses, to an amount not exceeding three per cent of their last assessed valuation?

2. If the answer to the first question is in the affirmative, may such borrowing power of towns be used in addition to the borrowing power of school districts, which cover identical territory, to borrow for school purposes to an amount not exceeding two per cent of their last assessed valuation, so that the combined borrowing power of a town and its co-extensive school district for school purposes would be an amount not exceeding five per cent of the total assessed valuation of taxable property in such town?

Further Resolved, That the President of the Senate transmit a copy of these resolutions and of Senate Bill No. 7 to the Chief Justice of the Supreme Court for consideration by the court.

RAE LARABA,
For the Committee.

The report was accepted and the resolution offered by the committee was adopted.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for 2 o'clock this afternoon to be made in order at the present time.

On motion of Senator Spollett, the following resolution was adopted:

Resolved, That when the Senate adjourns this morning it be to meet Saturday morning at 10 o'clock, and when it adjourns Saturday morning it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, FEBRUARY 1, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Concord, N. H., February 1, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, FEBRUARY 4, 1947

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 24, An act abolishing the board of park commissioners in the city of Nashua.

House Bill No. 53, An act changing the time for submitting articles for insertion in town meeting warrants.

House Bill No. 62, An act relating to changing the name of Cook Pond in Brookfield.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 24, An act abolishing the board of park commissioners of the city of Nashua.

To the Committee on Revision of Laws:

House Bill No. 53, An act changing the time for submitting articles for insertion in town meeting warrants.

To the Committee on Towns and Counties:

House Bill No. 62, An act relating to changing the name of Cook Pond in Brookfield.

Introduction of Bill

Senator Batchelor, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 16, An act establishing a state employee's appeal commission.

Bill Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

House Bill No. 6, An act to amend the charter of Mary Hitchcock Memorial Hospital.

ALDEGE NOEL,
For the Committee.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for 2

o'clock this afternoon to be made in order at the present time.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, FEBRUARY 5, 1947

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

Leaves of Absence

Senators Welch and Laraba were granted leaves of absence to attend the funeral of Justice John A. Tobin.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 13, An act relating to the sale of securities.

House Bill No. 36, An act relative to the rights of the resident husband of a non-resident.

House Bill No. 79, An act to authorize the Village Fire Precinct of the town of Wolfeboro to extend its limit of bonded indebtedness and to issue serial notes or bonds.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Insurance:

House Bill No. 13, An act relating to the sale of securities.

To the Committee on Judiciary:

House Bill No. 36, An act relative to the rights of the resident husband of a non-resident.

House Bill No. 79, An act to authorize the Village Fire Precinct of the town of Wolfeboro to extend its limit of bonded indebtedness and to issue serial notes or bands.

Senator Chandler offered the following resolution and moved its adoption:

Resolved, That the Senate chamber be restricted to the use of Senate members.

(Discussion ensued)

The question being stated.

On a *viva voce* vote the affirmative prevailed.

Senator Noel requested a division.

Four Senators having voted in the affirmative and seventeen Senators having voted in the negative, the negative prevailed and the resolution was not adopted.

Introduction of Bill

Senator Sawyer, under a suspension of the rules, sixteen Senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred.

Senate Bill No. 17, An act to promote and encourage the growth of forest products and relative to taxation of forest land.

On motion of the same Senator the rules were further suspended and the above entitled bill was referred to a joint committee of the Senate consisting of the Com-

mittees on Ways and Means, and Forestry and Recreation.

Committee Reports

Senator Laraba, for the Committee on Judiciary, to whom were referred:

House Bill No. 22, An act legalizing the biennial election in the town of Kensington.

House Bill No. 39, An act legalizing the biennial election in the town of Loudon.

House Bill No. 81, An act relative to salaries of sheriff and county solicitor of Carroll County, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the above entitled bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Laraba, for the Committee on Judiciary, to whom was referred:

House Bill No. 31, An act relating to the jurisdiction of the Superior Court over tax sales, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill as amended by inserting after the word "sale" in the last line thereof the following, or date of payment of such subsequent taxes, so that said section as amended shall read as follows:

1. *Superior Court.* Amend section 5, chapter 371, Revised Laws, by striking out said section and inserting in place thereof the following: 5. *Tax Sales.* When the validity of a tax sale is contested, on notice to all parties in interest, such orders shall be made and final judgment rendered as justice requires. In any case in which a tax sale is adjudged invalid, the court, as a condition precedent to the entry of a decree setting

aside such sale, shall require the claimant of the property in question to pay to the purchaser a sum of money equal to the amount paid by such purchaser at the tax sale in question, including fees prescribed by law, and the amounts paid by such purchaser to satisfy any taxes assessed against the property in question subsequent to such tax sale, with interest thereon at the legal rate from the date of such sale or date of payment of such subsequent taxes to the date of the decree.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 22, An act legalizing the biennial election in the town of Kensington.

House Bill No. 31, An act relating to the jurisdiction of the Superior Court over tax sales.

House Bill No. 39, An act legalizing the biennial election in the town of Loudon.

House Bill No. 81, An act relative to salaries of sheriff and county solicitor of Carroll County.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, FEBRUARY 6, 1947

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

Leaves of Absence

Senators Hewitt, Rowell and Colburn were granted leaves of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 58, An act relative to the penalty for lotteries, gambling and wagers.

House Bill No. 73, An act relating to challenges.

House Bill No. 75, An act relating to the penalty for wrongful voting.

House Bill No. 76, An act relating to check-lists.

House Bill No. 78, An act relating to the inclusion and exclusion of dates.

House Bill No. 87, An act relative to membership of state political conventions.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Revision of Laws:

House Bill No. 58, An act relative to the penalty for lotteries, gambling and wagers.

House Bill No. 87, An act relative to membership of state political conventions.

To the Committee on Elections:

House Bill No. 73, An act relating to challenges.

House Bill No. 75, An act relating to the penalty for wrongful voting.

House Bill No. 76, An act relating to check-lists.

To the Committee on Fisheries and Game:

House Bill No. 78, An act relating to the inclusion and exclusion of dates.

Announcement

President Barnard announced that he had received a communication from the Sergeant-at-arms of the Senate, requesting a leave of absence for the remainder of the session, which was referred to the Committee on Rules.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

The President declared a recess.

Recess

The Senate re-assembled.

On motion of Senator Stafford the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10 o'clock, and when it adjourns Saturday morning it be to meet Tuesday morning at 10:15 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, FEBRUARY 8, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Concord, N. H., February 8, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, FEBRUARY 11, 1947

The Senate met according to adjournment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 23, An act providing salaries for the aldermen of the City of Nashua.

House Bill No. 44, An act relative to the payment of municipal bonds and notes.

House Bill No. 56, An act legalizing the biennial election held in the town of Alton Nov. 5, 1946.

House Bill No. 63, An act permitting photographing of motor vehicle records and the destruction of the original records.

House Bill No. 77, An act authorizing the Bristol school district to issue serial notes or bonds.

House Bill No. 82, An act relative to capital reserve funds of towns, village districts, school districts and counties.

House Bill No. 100, An act to legalize the biennial election held in the town of Lyman Nov. 5, 1946.

House Bill No. 102, An act relating to adequate toilet and lavatory facilities in certain places.

House Bill No. 106, An act relating to the Bear Camp River in the town of Tamworth.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the amendment to the following entitled bill:

House Bill No. 31, An act relating to the jurisdiction of the Superior Court over tax sales.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Revision of the Laws:

House Bill No. 23, An act providing salaries for the aldermen of the city of Nashua.

House Bill No. 63, An act permitting photographing of motor vehicle records and the destruction of the original records.

To the Committee on Judiciary:

House Bill No. 44, An act relative to the payment of municipal bonds and notes.

House Bill No. 56, An act legalizing the biennial election held in the town of Alton Nov. 5, 1946.

House Bill No. 77, An act authorizing the Bristol school district to issue serial notes or bonds.

House Bill No. 82, An act relative to capital reserve funds of towns, village districts, school districts and counties.

House Bill No. 100, An act to legalize the biennial election held in the town of Lyman Nov. 5, 1946.

To the Committee on Public Health:

House Bill No. 102, An act relating to adequate toilet and lavatory facilities in certain places.

House Bill No. 106, An act relating to the Bear Camp River in the town of Tamworth.

Introduction of Bill

Senator Welch, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 18, An act providing for safety to life and protection from fire and panic.

Introduction of Guests

President Barnard introduced to the Senate Admiral Brown, Commandant of the Portsmouth Navy Yard, and his aide, Commander Jarvis.

The President designated as members of the Senate to attend the funeral rites of Justice Henri A. Burque on Wednesday, February 12, Senators Laraba, Colburn and Noel.

On motion of Senator Stafford the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Wednesday morning at 10:15 o'clock.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 39, An act legalizing the biennial election in the town of Loudon.

House Bill No. 81, An act relative to salaries of sheriff and county solicitor in Carroll County.

JOHN CHANDLER,
For the Committee.

The report of the committee was accepted.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, FEBRUARY 12, 1947

The Senate met according to adjournment.

Supreme Court Opinion

To the Honorable Senate:

The undersigned Justices of the Supreme Court have considered the inquiries presented by your resolution of January 30, and furnish this opinion in answer thereto.

I. R. L., c. 138, s. 1 provides that “. . . the word town whenever used in the statutes in connection with the government, administration, support or improvement of the public schools, shall mean district.” This statute originally enacted by Laws 1909, c. 23, s. 1, was re-enacted without change in substance in the codification of the school laws (Laws 1921, c. 85, part IV, s. 1), the revision of the Public Laws (P. L., c. 119, s. 1) and the Revised Laws. This statute, to-

gether with R. L., c. 138, ss. 2-3, authorizing school districts to raise and hire money for all school purposes, gave school districts the status of corporations having "well-recognized, independent, corporate powers." *Union School District v. District No. 20*, 71 N. H. 269, 270. "Like towns, they are municipal corporations." *Clough v. Osgood*, 87 N. H. 444, 447. The same thought was expressed in *Keene v. School District*, 89 N. H. 477, 481: "The school district is a distinct municipality." Such has been the uniform construction of the laws relating to school districts. *Ladd v. Higgins*, 94 N. H., 50 A. (2d) 89.

R. L., c. 138, s. 1, was first construed in *Opinion of the Justices*, 75 N. H. 622, 623;: "The intent thus shown by a consideration of both the text of the Act and its title might have been more fully expressed in the text alone, by saying 'the word town . . . shall be held to mean town school district.'" In that case it was held that the statute did not include special school districts and applied to town school districts only.

In the light of the statutory history and development of the control and regulation of public education, it is reasonably clear that the Legislature gave to the town school districts the powers formerly exercised by towns. Accordingly, we conclude that R. L., c. 51, s. 4, *par.* 1, is governed by R. L., c. 138, ss. 1-3, and that towns may not borrow money for school purposes under present statutes. Such power resides in the school districts. The first inquiry is answered in the negative. This answer is limited to the application of the general laws governing towns and school districts. No opinion is expressed on the powers of cities, or of certain towns or special school districts to borrow money for school purposes which powers are specifically defined by charters or special legislation. See *Holt v. Antrim*, 64 N. H. 284; *Toussaint v. Fogarty*, 80 N. H. 286; Laws 1945, c. 275.

II. In view of the above answer to your first question, no reply to the second question appears to be necessary.

February 11, 1947.

OLIVER W. BRANCH
FRANCIS W. JOHNSTON
FRANK R. KENISON
LAURENCE M. DUNCAN

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the following concurrent resolution in the adoption of which it asks the concurrence of the Honorable Senate:

Resolved, That the House of Representatives will be ready to meet the Honorable Senate at 11:00 o'clock today for the purpose of receiving His Excellency, the Governor, and any communication he may be pleased to make.

On motion of Senator Gay the following resolution was adopted.

Resolved, That the Senate will be ready to meet the House of Representatives in joint convention, as suggested by the House message, at 11:00 o'clock, for the purpose of receiving His Excellency, the Governor, and any communication he may be pleased to make.

Communication

President Barnard announced the receipt of a communication and petition from the Carroll County Selectmen's Association in reference to Senate Bill No. 17, which was received and referred to the joint committee on Ways and Means and Forestry and Recreation.

Committee Reports

Senator Chandler, for the Committee on Towns and Counties, to whom was referred House Bill No. 62, An act relating to changing the name of Cook Pond in Brookfield, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at 2 o'clock.

Senator Laraba, for the Committee on Judiciary, to whom were referred House Bill No. 24, An act abolishing the Board of Park Commissioners of the city of Nashua,

Senate Bill No. 15, An act relating to the neglect of children, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills ordered to a third reading at 2 o'clock this afternoon.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

House Bill No. 31, An act relating to the jurisdiction of the superior court over tax sales.

ALDEGE NOEL,

For the Committee.

The report was accepted.

Introduction of Joint Resolution

Senator Welch, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled joint resolution, which was read a first and second time, laid upon the

table to be printed, and referred to the Committee on Claims:

Senate Joint Resolution No. 4, Joint Resolution in favor of Lindsey D. Ferren.

Introduction of Guest

Senator Marcoux introduced to the Senate former Senator Erwin Cummings of District No. 12, who briefly addressed the Senate.

The President declared a recess until 10:55 o'clock.

Recess

The Senate re-assembled.

Introduction of Guest

President Barnard introduced to the members of the Senate former Councilor George H. Rolfe.

On motion of Senator Smart the rules were so far suspended as to permit the Senate Committee on Finance to meet with the House Committee on Appropriations for the consideration of the budget.

On motion of Senator Kelly the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed.

Senate Bill No. 15, An act relating to the neglect of children.

House Bill No. 24, An act abolishing the Board of Park Commissioners of the city of Nashua.

House Bill No. 62, An act relating to changing the name of Cook Pond in Brookfield.

On motion of Senator Noel the following resolution was adopted:

Resolved, That when the Senate adjourns today it adjourn out of respect to the memory of the late Henri A. Burque, Associate Justice of the State Supreme Court.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, FEBRUARY 13, 1947

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

Introduction of Guests

President Barnard introduced to the members of the Senate, United States Senator Charles W. Tobey, former president of the State Senate, and former Senator Charles M. Steele of Epsom.

Leaves of Absence

Senators Hewitt and Chandler were granted leaves of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 1, An act relating to the University of New Hampshire Fund.

House Bill No. 20, An act relative to travel allowances for members of the general court.

House Bill No. 26, An act relating to certificates of approval for the sale of beverages.

House Bill No. 85, An act relative to hours of labor for women and minors.

House Bill No. 98, An act relating to the salary of the solicitor of Coos County.

House Bill No. 105, An act to amend the charter of Sanborn Seminary.

House Bill No. 120, An act relating to public water supplies and sewage disposal systems.

House Bill No. 133, An act relative to fees for licenses for the practice of barbering and application of the law relative to barbering.

House Bill No. 139, An act relative to the seal of the registrar of vital statistics.

House Bill No. 154, An act relative to the restriction upon issuance of licenses to medical service corporation agents.

House Bill No. 224, An act relative to the practice of optometry.

House Bill No. 236, An act to increase the salaries of the justices of the supreme and superior courts.

House Bill No. 250, An act to provide for voting by ballot on the town manager plan.

Read and Referred

The following entitled bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on University of New Hampshire and Teachers College:

House Bill No. 1, An act relating to the University of New Hampshire Fund.

To the Committee on Finance:

House Bill No. 20, An act relative to travel allowances for members of the General Court.

House Bill No. 236, An act relative to increase the salaries of the justices of the supreme and superior courts.

To the Committee on Liquor Laws:

House Bill No. 26, An act relating to certificates of approval for the sale of beverages.

To the Committee on Labor:

House Bill No. 85, An act relative to hours of labor for women and minors.

To the Committee on Revision of Laws:

House Bill No. 98, An act relating to the salary of the solicitor of Coos County.

House Bill No. 105, An act to amend the charter of Sanborn Seminary.

House Bill No. 139, An act relative to the seal of the register of vital statistics.

To the Committee on Public Health:

House Bill No. 120, An act relating to public water supplies and sewage disposal systems.

House Bill No. 133, An act relative to fees for licenses for the practice of barbering and the application of the law relative to barbering.

House Bill No. 224, An act relative to the practice of optometry.

To the Committee on Judiciary:

House Bill No. 154, An act relative to the restriction upon issuance of licenses to medical service corporation agents.

To the Committee on Towns and Counties:

House Bill No. 250, An act to provide for voting by ballot on the town manager plan.

On motion of Senator Laraba the following resolution was adopted:

Resolved, That the Clerk be instructed to procure in pamphlet form, 2000 copies of the biennial report of the judicial council.

On motion of Senator Colburn the following resolution was adopted:

Resolved, That the rules be so far suspended as to permit the Senate Committee on Banks to hold joint hearing with the House Committee on Banks on House Bill No. 158, An act permitting Saturday closing for banking organizations.

Senator Morgan offered the following report:

**Report of Committee Appointed Under Concurrent
Resolution Offered By Mr. Smart of Ossipee**

On Wednesday afternoon, February 5, 1947, the committee composed of Senators Gamache and Morgan and Representatives Smart, Hopley and Malley, met at the intersection of The White Mountain Highway at Portsmouth where said road leaves Route 1 near the Howard Johnson Restaurant. The State Highway Department was represented by Commissioner Everett, Wallace Purrington, Homer Richardson, Arthur Gagnor and Mr. Langley.

We spent some time looking over the situation which, in our opinion, is the most dangerous entrance into New Hampshire. We were informed by a reliable source that in the short time this road has been open to the public that there have been 44 accidents at this doorway to New Hampshire.

We also looked at the three-foot square sign directing tourists into New Hampshire and then at the large sign with large letters directing all traffic to Portland.

From our investigation, we recommend two changes:

1. That a large fourteen or sixteen by four foot sign with large glass reflector letters with the inscription "WHITE MOUNTAINS, ROUTE 16" be erected between the north and south traffic lanes within forty feet of the intersection of Route 16 and Route 1.

2. That an overhead bridge be erected over Route 1 in the vicinity of the present intersection of Route 1 by Route 16.

SENATOR ROBERT J. GAMACHE,
SENATOR ASA H. MORGAN,
REPRESENTATIVE HARRY P. SMART,
REPRESENTATIVE EDWARD J. HOPLEY,
REPRESENTATIVE JAMES F. MALLEY,
For the Committee.

The report was accepted and ordered printed in the Journal.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

On motion of Senator Rowell the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10 o'clock and when it adjourns Saturday morning it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, FEBRUARY 15, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Concord, N. H., February 15, 1947.

SENATOR ARTHUR E. BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, FEBRUARY 18, 1947

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 27, An act relative to the investments of domestic life insurance companies.

House Bill No. 115, An act relative to so called write-in political candidates.

House Bill No. 127, An act relating to bulky article attachments.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Insurance:

House Bill No. 27, An act relative to investments of domestic life insurance companies.

To the Committee on Revision of Laws:

House Bill No. 115, An act relative to so called write-in political candidates.

House Bill No. 127, An act relating to bulky article attachments.

Introduction of Bill

Senator Hewitt, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 19, An act to amend chapter 166 of the Laws of 1943, chapter 334A of the Revised Laws, governing medical service corporations.

Report of Special Committee

The committee formed by the concurrent resolution passed by the Senate and House to study Bang's Disease problems make the following report:

The opinions aired at the lengthy, well attended hearing in Representatives Hall on February 11 are conclusive evidence test and slaughter with calfhood vaccination at state expense should continue.

We agree with Bang's Disease control committee of the N. H. Farm Bureau Federation—in herds where

disease is known to exist to the extent where 5% of the cattle tested are reactors the state should be required to insist on the adoption of the calfhood vaccination program.

It is very evident there is failure on the part of the Department of Agriculture to make tests with proper frequency or remove reactor cattle from the herd with promptness. We recommend that all accredited herds be tested at least every 6 months and that all herds in which reactors or suspicious animals are found be tested about every 30 days until clean, then about every 90 days for a year.

We recommend that the Department of Agriculture instruct every veterinary to use sanitary precautions before entering and while in a farmer's barn.

We also recommend that condemned cattle be appraised and removed immediately. We feel no longer than 10 working days should lapse between the day blood is drawn and the diseased cattle removed.

It is reported there are instances when severe outbreaks occur in accredited herds. We recommend the State Department of Agriculture have printed and in the hands of every farmer a program, which, if followed, may aid in safeguarding the herd against infection.

Anyone delivering a diseased cow to the slaughter house must sterilize his truck—therefore we recommend no cows be delivered after working hours.

We recommend the farmer receive fair indemnity for his diseased animals and as prompt reimbursement as possible.

We recommend any milk brought in from out of state and sold here must be pasteurized.

We recommend due precautions be taken by the Department of Agriculture to see that no diseased cows enter the state and that only cows from disease free herds be sold at consignment sales. A certificate from

the Department of Agriculture must accompany each and every cow to the auction block.

The committee recognizes that in some herds adult vaccination should be included in the program, especially where the owner feels it is necessary to prevent the infection of adult animals that are threatened with a serious outbreak of Bang's Disease.

Respectfully submitted,

DORIS M. SPOLLETT,
J. GUY SMART,

Senate Members.

RALPH M. WIGGIN,
RALPH A. BLAKE,
ERNEST D. DAY,

House Members.

The report was accepted.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 22, An act legalizing the biennial election in the town of Kensington.

House Bill No. 24, An act abolishing the board of park commissioners of the city of Nashua.

House Bill No. 62, An act relating to changing the name of Cook Pond in Brookfield.

JOHN P. H. CHANDLER, JR.,
For the Committee.

Personal Privilege

Senator Hewitt rose to a point of personal privilege and discussed the feasibility of explaining to students of high school age the procedure followed in enacting legislation in both branches of the legislature from the

time of its introduction until final passage through the medium of a diagram.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, FEBRUARY 19, 1947

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

Leave of Absence

Senator Laraba was granted a leave of absence on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 17, An act relating to the taking of wild deer in the town of Gilford.

House Bill No. 114, An act providing for protection of beaver.

The message further stated that the House of Representatives had voted to adopt the following concurrent resolution, in the adoption of which it asks the concurrence of the Honorable Senate:

Resolved, By the House of Representatives, the Senate concurring, that successively, as soon as enough public laws are enacted to make sixteen pages in the Session Laws of New Hampshire, the secretary of state is instructed to have them set in type for said laws and, as directed by the President of the Senate and the Speaker of the House, the Clerk of the House shall secure printed copies of said successive sixteen page sets of public laws and send copies of them to the governor, members of the superior and supreme courts, the attorney general, the state library, town and city clerks, municipal court justices, county solicitors and others.

The above concurrent resolution was referred to the Committee on Finance.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred to the Committee on Fisheries and Game:

House Bill No. 17, An act relating to the taking of wild deer in the town of Gilford.

House Bill No. 114, An act providing for protection of beaver.

Introduction of Bills and Joint Resolution

Senator Spollett, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Banks.

Senate Bill No. 20, An act relative to capital stock of trust companies.

Senator Sawyer, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a

first and second time, laid upon the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 21, An act to increase the salaries of the justices of certain municipal courts.

Senator Batchelor, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 22, An act relative to salaries of commissioners, sheriff and solicitor of Cheshire County.

Senator Smart, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bills and joint resolution, in serratum, which were read a first and second time, laid upon the table to be printed, and referred to the Committee on Education:

Senate Bill No. 23, An act providing for state financial aid to school districts.

Senate Bill No. 24, An act creating a state council on cooperation and teacher education.

Senate Bill No. 25, An act relating to the transportation of pupils to and from the public schools and making an appropriation therefor.

Senate Bill No. 26, An act relating to the certification of teachers.

Senate Bill No. 27, An act relating to teachers' salaries.

Senate Joint Resolution No. 5, Joint resolution to establish a commission to study the governmental structure of the state educational system.

On motion of Senator Smart the rules were suspended and the order whereby the above entitled bills and joint resolution were referred to the Committee on Education was vacated, and the bills and joint resolu-

tion were referred to a Joint Committee on Education and Finance.

Committee Reports

Senator Laraba, for the Committee on Judiciary, to whom were referred:

House Bill No. 44, An act relative to the payment of municipal bonds and notes.

House Bill No. 56, An act legalizing the biennial election held in the town of Alton November 5, 1946.

House Bill No. 79, An act to authorize the village fire precinct of the town of Wolfeboro to extend its limit of bonded indebtedness and to issue serial notes or bonds.

House Bill No. 82, An act relative to capital reserve funds of towns, village districts, school districts, and counties.

House Bill No. 100, An act to legalize the biennial election of the town of Lyman, held November 5, 1946.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Morgan, for the Committee on Elections, to whom was referred House Bill No. 73, An act relating to challengers, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Morgan, for the Committee on Elections, to whom was referred House Bill No. 75, An act relating to the penalty for wrongful voting, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by inserting after the word "primary" in the fifth line the words, or biennial election; by striking out the word "or" after the word "meeting" and inserting the words, or biennial election, after the word "primary" in the sixth line; and by striking out the word "or" after the word "meeting" and inserting after the word "primary" in the tenth line the words, or biennial election, so that said section as amended shall read:

1. *Penalty.* Amend section 8 of chapter 41 of the Revised Laws by striking out the last line thereof and inserting in place thereof the following: than five hundred dollars nor less than fifty dollars, so that said section as amended shall read as follows: 8. *Wrongful Voting, etc.* If any person, at a meeting for the choice of officers, or at any primary or biennial election, shall give in more than one vote for any officer voted for at such meeting, primary or biennial election; or shall apply for a ballot in a name other than his own, or having once voted shall apply for another ballot in his own name; or if any person under the age of twenty-one years, or an alien not naturalized, or any person who is not a legal voter, shall give in a vote for any officer at such meeting, primary or biennial election; or if any person, being under examination as to his qualifications as a voter before the board of supervisors, shall give any false name or answer, he shall be fined not more than five hundred dollars nor less than fifty dollars.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Morgan, for the Committee on Elections, to whom was referred House Bill No. 76, An act relating to check-lists, haing considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out in the sixth and twelfth lines the word "erase" and insert in place thereof the words, strike out, so that said section as amended shall read as follows:

1. *Penalty.* Amend section 12 of chapter 32 of the Revised Laws by striking out the word "fifty" in the last line and inserting in place thereof the words, three hundred, so that said section as amended shall read as follows: 12. *Penalty.* If the supervisors at any session holden for the correction of the check-list, on receiving satisfactory evidence that any person whose name is on the list is not a legal voter, shall neglect or refuse to strike out such name from the list, or shall neglect or refuse to insert on the list the name of any person who is a legal voter, having satisfactory evidence thereof, or shall neglect or refuse to hear or examine any evidence offered for such purpose in either of the cases aforesaid, or shall at any time insert on the list the name of any person not a legal voter, knowing such to be the case, or shall knowingly strike out therefrom or omit to insert the name of any legal voter, they shall be fined not more than three hundred dollars.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Bean, for the Committee on Finance, to whom was referred House Bill No. 50, An act providing for refund for destroyed tobacco tax stamps, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this

afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 44, An act relative to the payment of municipal bonds and notes.

House Bill No. 56, An act legalizing the biennial election held in the town of Alton, November 5, 1946.

House Bill No. 79, An act to authorize the village fire precinct of the town of Wolfeboro to extend its limit of bonded indebtedness and to issue serial notes or bonds.

House Bill No. 82, An act relative to capital reserve funds of towns, village districts, school districts, and counties.

House Bill No. 100, An act to legalize the biennial election of the town of Lyman, held November 5, 1946.

House Bill No. 73, An act relating to challengers.

House Bill No. 75, An act relating to the penalty for wrongful voting.

House Bill No. 76, An act relating to check-lists.

House Bill No. 50, An act providing for refund for destroyed tobacco tax stamps.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, FEBRUARY 20, 1947

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

Leaves of Absence

Senators Hewitt, Chandler and Bean were granted leaves of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 42, An act relative to schools of hair dressing.

House Bill No. 49, An act relative to state aid to equalize library service.

House Bill No. 118, An act relating to legal investments of savings banks.

House Bill No. 119, An act relating to guarantee funds of savings banks.

House Bill No. 159, An act changing the milk fat content in commercial ice cream.

House Bill No. 160, An act relative to building and loan associations.

House Bill No. 227, An act authorizing the reinstatement of Northern Telegraph Company.

House Bill No. 256, An act relating to the filing of returns for the taxation of incomes.

House Bill No. 268, An act relative to building and loan shares.

House Bill No. 352, An act relative to minors.

House Bill No. 86, An act to amend the charter of the city of Berlin.

House Bill No. 64, An act relating to the gross weight of motor vehicles.

House Bill No. 47, An act providing for the extension of the appropriation for the reconstruction of the Hampton Harbor toll bridge.

The message further stated that the House of Representatives had passed the following joint resolution,

in the passage of which it asked the concurrence of the Honorable Senate:

House Joint Resolution No. 9, Joint resolution in favor of the preservation of State House wild life exhibit.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Public Health:

House Bill No. 42, An act relative to schools of hair dressing.

To the Committee on Finance:

House Bill No. 49, An act relative to state aid to equalize library service.

To the Committee on Banks:

House Bill No. 118, An act relating to legal investments of savings banks.

House Bill No. 119, An act relating to guarantee funds of savings banks.

House Bill No. 160, An act relative to building and loan associations.

House Bill No. 268, An act relative to building and loan shares.

To the Committee on Judiciary:

House Bill No. 227, An act authorizing the reinstatement of Northern Telegraph Company.

House Bill No. 86, An act to amend the charter of the city of Berlin.

On motion of Senator Kelley, the rules were suspended, reference to committee dispensed with, on House Bill No. 86, and the bill was put on its third reading and final passage at the present time.

To the Committee on Agriculture:

House Bill No. 159, An act changing the milk fat content in commercial ice cream.

On motion of Senator Noel the rules were suspended, and the order whereby the above entitled bill was referred to the Committee on Agriculture was vacated, and the bill was referred to a joint committee on Public Health and Agriculture.

To the Committee on Revision of Laws:

House Bill No. 256, An act relating to the filing of returns for the taxation of incomes.

To the Committee on Liquor Laws:

House Bill No. 352, An act relative to minors.

To the Committee on Transportation:

House Bill No. 64, An act relating to the gross weight of motor vehicles.

To the Committee on Public Improvements:

House Bill No. 47, An act providing for the extension of the appropriation for the reconstruction of the Hampton Harbor toll bridge.

On motion of Senator Laraba the rules were suspended, reference to committee dispensed with, and the above entitled bill was read a third time and passed at the present time.

To the Committee on Fisheries and Game:

House Joint Resolution No. 9, Joint resolution in favor of the preservation of State House wild life exhibit.

Introduction of Bills

Senator Smart, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read

a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 28, An act changing the date of the primary election.

Senator Laraba, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 29, An act relative to reports to the board of probation relative to the delinquency of children.

Committee Report

Senator Green, for the Committee on Public Health, to whom was referred House Bill No. 133, An act relative to fees for licenses for the practice of barbering and application of the law relative to barbering, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

On motion of Senator Smart, the rules were suspended, reference to Committee on Finance dispensed with, and the above entitled bill was ordered to a third reading at 2 o'clock.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading

The following entitled bill was read a third time and passed:

House Bill No. 133, An act relative to fees for licenses

for the practice of barbering and application of the law relative to barbering.

On motion of Senator Spollett the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10:00 o'clock and when it adjourns Saturday morning it be to meet Tuesday morning at 11:00 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, FEBRUARY 22, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Concord, N. H., February 22, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, FEBRUARY 25, 1947.

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

Leave of Absence

Senator Spollett was granted a leave of absence on account of being out of the state.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 143, An act to establish a police commission for the town of Claremont.

House Bill No. 148, An act concerning the appointment of trustees at the University of New Hampshire.

House Bill No. 158, An act permitting Saturday closing for banking organizations.

House Bill No. 221, An act relative to bridges in the town of Ellsworth.

House Bill No. 240, An act relative to classification of a certain road in the town of Colebrook.

House Joint Resolution No. 5, Joint resolution in favor of the estate of Patrick T. McLaughlin.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 75, An act relating to the penalty for wrongful voting.

House Bill No. 76, An act relating to checklists.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 143, An act to establish a police commission for the town of Claremont.

To the Committee on University of New Hampshire and Teachers' College:

House Bill No. 148, An act concerning the appointment of trustees at the University of New Hampshire.

To the Committee on Banks:

House Bill No. 158, An act permitting Saturday closing for banking organizations.

To the Committee on Finance:

House Bill No. 331, An act relative to bridges in the town of Ellsworth.

To the Committee on Public Improvements:

House Bill No. 240, An act relative to classification of a certain road in the town of Colebrook.

To the Committee on Claims:

House Joint Resolution No. 5, Joint resolution in favor of the estate of Patrick T. McLaughlin.

Introduction of Bill

Senator Welch, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Forestry and Recreation:

Senate Bill No. 30, An act relating to the taxation of standing wood and timber.

On motion of Senator Rowell, the rules were suspended, and the order whereby the above entitled bill was referred to the Committee on Forestry and Recreation was vacated, and the bill was referred to a joint committee on Ways and Means and Forestry and Recreation.

Committee Reports

Senator Batchelor, for the Committee on Revision of Laws, to whom were referred:

House Bill No. 23, An act providing salaries for the aldermen of the city of Nashua.

House Bill No. 43, An act relative to municipal permits for registration.

House Bill No. 63, An act permitting photographing of motor vehicle records and destruction of the original records.

House Bill No. 87, An act relative to membership of state political conventions.

Having considered the same, reported the same without amendment, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Stafford, the rules were suspended to dispense with a public hearing on House Bill No. 64, An act relating to the gross weight of motor vehicles, due to the fact that a joint hearing had previously been held by the Committee on Transportation of the House and Senate.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 23, An act providing salaries for the aldermen of the city of Nashua.

House Bill No. 43, An act relative to municipal permits for registration.

House Bill No. 63, An act permitting photographing of motor vehicle records and destruction of the original records.

House Bill No. 87, An act relative to membership of state political conventions.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, FEBRUARY 26, 1947.

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

Leaves of Absence

Senator Chandler was granted a leave of absence on account of important business.

Senator Spollett was granted a leave of absence on account of being out of the state.

Communication

The following communication was received from His Excellency the Governor, and read to the membership of the Senate by President Barnard.

February 25, 1947

Honorable Charles H. Barnard
President
The New Hampshire State Senate
Concord, New Hampshire

Dear Mr. President:

I have a letter from Major General Erskine, Administrator Re-training and Re-employment Adminis-

tration, Federal Department of Labor, referring to efforts on the part of the national and state governments to improve the economic position of handicapped persons, both veteran and civilian.

It seems to me that any effort we can make toward permitting our handicapped men and women to become economically self-sufficient would be of great value to the individual and in the interest of the state.

General Erskine observes that under the provisions of Public Law 113, under which the rehabilitation program functions nationally, the full responsibility for the control and operation of the program is placed upon the individual state.

Some time ago, Federal Security Administrator Watson B. Miller wrote me that a primary virtue in the grant-in-aid type of program is that the federal resource can be so applied by the states as to serve effectively in local situations.

I have consulted two state agencies concerned with training and employment in New Hampshire and I am aware of the fact that some efforts are made in this direction by private organizations which rely on individual support for effectiveness.

I am advised by Wallace D. Black, Senior Supervisor of Vocational Rehabilitation in the State Department of Education, that there are about 785 handicapped persons between the ages of 16 and 70 on that agency's active list. Of that number, more than 300 were listed as receiving services in the last fiscal year and that recently the number stood at slightly more than 500. This would indicate that at least 1000 persons in New Hampshire need rehabilitation services.

Mrs. Abby L. Wilder, Director of the New Hampshire State Employment Service, reports that on January 31, 1947 there were about 1800 handicapped persons registered for work. She believes, taking into account seasonal fluctuations and temporary layoffs, which are reflected in her registrations as of any

given moment, that the figure averages out to about 1500 cases for 1946. Her figures indicate that the total would divide itself as between veterans and non-veterans on the basis of about two veterans to one non-veteran.

Attempts to estimate the proportion of those handicapped individuals who are registered with the employment service in need of vocational rehabilitation are conditioned by definitions of the term "vocational rehabilitation."

Rehabilitation may range, for example, from locating suitable employment to extended surgical treatment followed by prosthetic appliances and retraining.

Mrs. Wilder, on the basis of her experience, estimates that about 500 of those listed by the employment service are in need of vocational rehabilitation. In addition to this number she believes there are many who are not registered with the employment service, including some in schools, hospitals, or otherwise unavailable for work at this time who will need vocational rehabilitation.

It would seem to be fair to conclude therefore, that there is an overall need for rehabilitation retraining services, or both, to about 1000 handicapped persons in New Hampshire.

It has occurred to me that the legislature might like to review this problem to determine whether our state facilities are adequate to take full advantage of any federal program which exists, whether such a state program is adequately financed, and whether legislation is required to meet this need.

I therefore, recommend that this matter be referred to appropriate legislative standing committees, or possibly a joint Senate-House Committee, for investigation and action.

Sincerely yours,

CHARLES M. DALE,
Governor.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 34, An act to increase the salary of the state reporter.

Read and Referred

The following entitled bill, sent up from the House of Representatives, was read a first and second time and referred to the Committee on Finance:

House Bill No. 34, An act to increase the salary of the state reporter.

Introduction of Bills

Senator Rowell, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 31, An act relative to the use and sale of fireworks.

Senator Laraba, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 32, An act relating to the jurisdiction of municipal courts.

Committee Reports

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 47, An act providing for the extension of the appropriation for the reconstruction of the Hampton Harbor toll bridge,

having considered the same, reported the same under Joint Rule No. 5, with the following amendment and recommended that the bill as amended ought to pass:

Amend section 2 of said bill by striking out the second line and inserting in place thereof the following, as of February 21, 1947.

The report was accepted, amendment adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 86, An act to amend the charter of the city of Berlin, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend section 8 of said bill by striking out the last sentence and inserting in place thereof the following:

Any officers chosen and qualified by the charter provisions in force prior to said April 1, 1947, the effective date of this act, if adopted, shall hold their offices for the remainder of the term thereof as therein provided and until their successors are chosen and qualified and ward clerks elected at the March meeting, 1947, shall hold their respective offices until the ward clerks elected at the biennial election in 1948 are chosen and qualified.

The report was accepted, amendment adopted, and the bill as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Laraba, for the Committee on Judiciary, to whom was referred Senate Bill No. 19, An act to amend chapter 166 of the Laws of 1943, (chapter 334-A of the Revised Laws, governing medical service corporations).

House Bill No. 154, An act relative to the restriction upon issuance of licenses to medical service corporation agents, having considered the same, re-

ported the same without amendment and recommended their passage.

The reports were accepted, and the bills ordered to a third reading this afternoon at 2 o'clock.

Senator Green, for the Committee on Insurance, to whom were referred :

House Bill No. 13, An act relating to the sale of securities.

House Bill No. 27, An act relative to the investments of domestic life insurance companies, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Marcoux, for the Committee on Liquor Laws, to whom was referred House Bill No. 26, An act relating to certificates of approval for the sale of beverages, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at 2 o'clock.

Senator Kelley, for the Committee on Transportation, to whom was referred House Bill No. 64, An act relating to the gross weight of motor vehicles, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at 2 o'clock.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills :

House Bill No. 44, An act relative to the payment of municipal bonds and notes.

House Bill No. 50, An act providing for refund for destroyed tobacco tax stamps.

House Bill No. 56, An act legalizing the biennial election held in the town of Alton November 5, 1946.

House Bill No. 73, An act relating to challengers.

House Bill No. 79, An act to authorize the Village Fire Precinct of the town of Wolfeboro to exceed its limit of bonded indebtedness and to issue serial notes or bonds.

House Bill No. 82, An act relative to capital reserve funds of towns, village districts, school districts and counties.

House Bill No. 100, An act to legalize the biennial election of the town of Lyman, held November 5, 1946.

House Bill No. 133, An act relative to fees for licenses for the practice of barbering and application of the law relative to barbering.

ALDEGE NOEL,

For the Committee.

On motion of Senator Colburn the following resolution was adopted:

Resolved, That the rules of the Senate be so far suspended as to dispense with a public hearing on House Bill No. 158, An act permitting Saturday closing for banking organizations, due to the fact that a joint hearing has previously been held by the Committee on Banks of the House and Senate.

On motion of Senator Noel use of the Senate Chamber was granted to the Committee on Public Health for a hearing on House Bill No. 42, An act relative to the schools of hairdressing, on Wednesday, March 5, at 1:00 o'clock.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this

afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 19, An act to amend chapter 166 of the Laws of 1943 (chapter 334-A of the Revised Laws) governing medical service corporations.

House Bill No. 13, An act relating to the sale of securities.

House Bill No. 26, An act relating to certificates of approval for the sale of beverages.

House Bill No. 27, An act relative to the investments of domestic life insurance companies.

House Bill No. 64, An act relating to the gross weight of motor vehicles.

House Bill No. 154, An act relative to the restriction upon issuance of licenses to medical service corporation agents.

Senator Kelley moved that the Senate reconsider its vote whereby House Bill No. 64, An act relative to the gross weight of motor vehicles, passed.

On a *viva voce* vote the negative prevailed, and the motion to reconsider was lost.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, FEBRUARY 27, 1947.

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

Leaves of Absence

Senators Hewitt, Chandler and Butman were granted leaves of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 216, An act relating to savings banks.

House Bill No. 313, An act relative to the filing of inventory blanks and annual invoicing of polls and taxable property.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bills, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 76, An act relating to check-lists.

Amend section 1 of said bill by striking out the first three lines thereof and inserting in place thereof the following:

1. *Supervisors of the Check-list.* Amend section 12 of chapter 32 of the Revised Laws by striking out the word "erase" where it occurs in the third and ninth lines and inserting in place thereof the words, strike out, and by striking out the word "fifty" in the tenth line and inserting in place thereof the words, three hundred, so that said section as amended shall read as follows:

On motion of Senator Morgan, the Senate voted to concur in the amendment offered by the Committee on Engrossed Bills.

House Bill No. 75, An act relating to the penalty for wrongful voting.

Amend section 1 of said bill by striking out the first five lines and inserting in place thereof the following:

1. *Elections.* Amend section 8 of chapter 41 of the Revised Laws by striking out said section and inserting in place thereof the following:

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An act relative to the penalty for wrongful voting and for general election violations.

On motion of Senator Morgan, the Senate voted to concur in the amendment offered by the Committee on Engrossed Bills.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Banks:

House Bill No. 216, An act relating to savings banks.

To the Committee on Revision of Laws:

House Bill No. 313, An act relative to the filing of inventory blanks and the annual invoicing of polls and taxable property.

Committee Reports

Senator Batchelor, for the Committee on Revision of Laws, to whom were referred:

House Bill No. 53, An act changing the time for submitting articles for insertion in town meeting warrants.

House Bill No. 98, An act relating to the salary of the solicitor of Coos County.

House Bill No. 105, An act to amend the charter of Sanborn Seminary.

House Bill No. 139, An act relative to the seal of the registrar of vital statistics.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Colburn, for the Committee on Banks, to whom were referred:

House Bill No. 118, An act relating to legal investments of savings banks.

House Bill No. 119, An act relating to guaranty funds of savings banks.

House Bill No. 160, An act relative to building and loan associations.

House Bill No. 268, An act relative to building and loan association shares.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Kelley, for the Committee on Claims, to whom was referred House Joint Resolution No. 5, Joint resolution in favor of the estate of Patrick J. McLaughlin, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

Senator Smart, for the Committee on Finance, to whom was referred House Bill No. 236, An act to increase the salaries of the justices of the supreme and superior courts, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 47, An act providing for the extension of the appropriation for the reconstruction of the Hampton Harbor toll bridge.

House Bill No. 86, An act to amend the charter of the city of Berlin.

ALDEGE NOEL,
For the Committee.

On motion of Senator Noel, use of the Senate Chamber was granted to the Joint Committee on Public Health and Agriculture for a public hearing on House Bill No. 159, An act changing the milk fat content in commercial ice cream, Tuesday, March 4, at 1:00 o'clock.

On motion of Senator Guay, the following resolution was adopted:

Resolved, That the rules of the Senate be so far suspended as to dispense with a public hearing on House Bill No. 1, An act relating to the University of New Hampshire Fund, due to the fact that a joint hearing has previously been held by the Committee on University of New Hampshire and Teachers' College of the House and Senate.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 53, An act changing the time for submitting articles for insertion in town meeting warrants.

House Bill No. 98, An act relating to the salary of the solicitor of Coos County.

House Bill No. 105, An act to amend the charter of Sanborn Seminary.

House Bill No. 139, An act relative to the seal of the registrar of vital statistics.

House Bill No. 118, An act relating to legal investments of savings banks.

House Bill No. 119, An act relating to guaranty funds of savings banks.

House Bill No. 160, An act relative to building and loan associations.

House Bill No. 268, An act relative to building and loan association shares.

House Bill No. 236, An act to increase the salaries of the justices of the supreme and superior courts.

On motion of Senator Green, the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10 o'clock and when it adjourns Saturday morning it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, MARCH 1, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Concord, N. H., March 1, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,

President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, MARCH 4, 1947,

Prayer was offered by the Chaplain.

The Senate met according to adjournment.

Introduction of Guest

President Barnard introduced to the membership of the Senate, Mrs. Marcoux, wife of Senator Marcoux of Rochester, N. H.

Leave of Absence

Senator Laraba was granted a leave of absence on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 7, An act relating to the powers and duties of trustees of trust funds in the city of Concord.

House Bill No. 28, An act to increase the salaries of the assessors of the city of Concord.

House Bill No. 121, An act relative to protection from adulterated and misbranded foods.

House Bill No. 141, An act relative to federal reimbursement from decedent's estate for old age assistance.

House Bill No. 147, An act relative to the Union school district in Concord.

House Bill No. 185, An act relating to disqualification of justices of the supreme court.

House Bill No. 219, An act legalizing the annual

town meeting in the town of Lebanon held on March 10, 1946.

House Bill No. 327, An act legalizing the proceedings of the special town meeting held in the town of Cornish on August 17, 1946.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 47, An act providing for the extension of the appropriation for the reconstruction of the Hampton Harbor toll bridge.

House Bill No. 86, An act to amend the charter of the city of Berlin.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 7, An act relating to the powers and duties of trustees of trust funds of the city of Concord.

House Bill No. 28, An act to increase the salaries of the assessors of the city of Concord.

House Bill No. 147, An act relative to the Union school district in Concord.

House Bill No. 141, An act relative to federal reimbursement from decedent's estate for old age assistance.

House Bill No. 185, An act relating to disqualification of justices of the supreme court.

To the Committee on Public Health:

House Bill No. 121, An act relative to protection from adulterated and misbranded foods.

To the Committee on Revision of Laws:

House Bill No. 219, An act legalizing the annual town meeting in the town of Lebanon held on March 10, 1946.

House Bill No. 327, An act legalizing the proceedings of the special town meeting held in the town of Cornish on August 17, 1946.

Committee Reports

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 13, An act relating to the sale of securities, having considered the same, reported the same under Joint Rule No. 6, with the following amendments and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Sale of Securities.* Amend section 1 of chapter 336 of the Revised Laws by striking out said section and inserting in place thereof the following:

Amend section 2 of said bill by striking out the word "immediately" in the first line.

The report was accepted, the amendments adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendments.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 98, An act relating to the salary of the solicitor of Coos County, having considered the same, reported the same under Joint Rule No. 6, with the following amendments, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by inserting after the figure "1943" in the fourth line the words and figures, and section 1, chapter 2, Laws of 1947; further amend said section by striking out the word "eight" in the thirteenth line and inserting in place thereof the word, twelve.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Takes Effect.* The provisions of section 1 relative to the salary of the solicitor of Coos County shall take effect as of January 1, 1947, and the remaining provisions of said section shall take effect as of February 11, 1947.

The report was accepted, amendments adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendments.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 105, An act to amend the charter of Sanborn Seminary,

Having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Trustees of Sanborn Seminary.* Amend section 4 of chapter 216 of the Laws of 1883, the charter of Sanborn Seminary, by striking out said section and inserting in place thereof the following:

The report was accepted, amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 119, An act relating to guaranty funds of savings banks,

Having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first four lines and inserting in place thereof the following:

1. *Savings Banks.* Amend section 10 of chapter 309 of the Revised Laws by striking out said section and inserting in place thereof the following:

The report was accepted, amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Smart, for the Committee on Finance, to whom were referred:

House Bill No. 49, An act relative to state aid to equalize library service.

House Bill No. 221, An act relative to bridges in the town of Ellsworth.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom were referred:

House Bill No. 17, An act relating to the taking of wild deer in the town of Gilford.

House Bill No. 78, An act relating to inclusion and exclusion of dates.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills ordered to a third reading this afternoon at 2 o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred:

House Joint Resolution No. 9, Joint resolution in favor of preservation of the state house wild life exhibit.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the above entitled joint resolution was referred to the Committee on Finance under the rules.

Senator Noel, for the Committee on Banks, to whom was referred:

House Bill No. 158, An act permitting Saturday closing for banking organizations.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 23, An act providing salaries for the aldermen of the city of Nashua.

House Bill No. 26, An act relating to certificates of approval for the sale of beverages.

House Bill No. 27, An act relative to the investments of domestic life insurance companies.

House Bill No. 43, An act relative to municipal permits for registration.

House Bill No. 63, An act permitting photographing of motor vehicle records and destruction of the original records.

House Bill No. 64, An act relating to the gross weight of motor vehicles.

House Bill No. 87, An act relative to membership of state political conventions.

House Bill No. 154, An act relative to the restriction upon issuance of licenses to medical service corporation agents.

ALDEGE NOEL,
For the Committee.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 17, An act relating to the taking of wild deer in the town of Gilford.

House Bill No. 49, An act relative to state aid to equalize library service.

House Bill No. 78, An act relating to inclusion and exclusion of dates.

House Bill No. 158, An act permitting Saturday closing for banking organizations.

House Bill No. 221, An act relative to bridges in the town of Ellsworth.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, MARCH 5, 1947.

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

Leave of Absence

Senator Laraba was granted a leave of absence on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 8, An act relating to the ward lines in the city of Concord.

House Bill No. 83, An act relative to taking wild deer in the town of Tilton with rifles.

House Bill No. 136, An act to provide a legislative service for drafting and examining bills.

House Bill No. 146, An act relative to jurisdiction of judges of probate in certain cases.

House Bill No. 176, An act relating to loaded guns.

House Bill No. 211, An act relating to the firemen's retirement system.

House Bill No. 239, An act relative to setting of traps for taking fur bearing animals.

House Bill No. 265, An act relative to operating regulations for outboard motors on public waters.

House Bill No. 368, An act relative to payment of bonus for war service.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following joint resolution:

Senate Joint Resolution No. 1, Joint resolution in favor of Mrs. Erwin L. Shaver.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Judiciary:

House Bill No. 8, An act relating to the ward lines in the city of Concord.

House Bill No. 146, An act relative to the jurisdiction of judges of probate in certain cases.

To the Committee on Fisheries and Game:

House Bill No. 83, An act relative to taking wild deer in the town of Tilton with rifles.

House Bill No. 176, An act relating to loaded guns.

House Bill No. 239, An act relative to setting of traps for taking fur bearing animals.

To the Committee on Revision of Laws:

House Bill No. 136, An act to provide a legislative service for drafting and examining bills.

To the Committee on Finance:

House Bill No. 211, An act relating to the firemen's retirement system.

House Bill No. 368, An act relative to payment of bonus for war service.

To the Committee on Transportation:

House Bill No. 265, An act relative to operating regulations for outboard motors on public waters.

Introduction of Bills

Senator Welch, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Fisheries and Game:

Senate Bill No. 33, An act relative to the director of the Fish and Game Department.

Senator Marcoux, under a suspension of rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time; laid upon the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 34, An act providing for the establishment of a police commission in the city of Rochester.

On motion of Senator Smart the following concurrent resolution was adopted:

Resolved, by the Senate, the House of Representatives concurring, that Dr. Frederick T. Wilson, author and lecturer, be invited to address a joint convention of the House and Senate, March 13, at 10:15 o'clock, A. M., on the subject, Our Constitution.

Committee Reports

Senator Smart, for the Committee on Finance, to whom was referred House Joint Resolution No. 5, Joint resolution in favor of the estate of Patrick T. McLaughlin, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the joint resolution was ordered to a third reading this afternoon at 2 o'clock.

Senator Kelley, for the Committee on Judiciary, to whom were referred:

House Bill No. 143, An act to establish a police commission for the town of Claremont.

House Bill No. 227, An act authorizing the reinstatement of Northern Telegraph Company.

House Bill No. 36, An act relative to the rights of the resident husband of a non-resident.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Daniel, for the Committee on Towns and Counties, to whom was referred House Bill No. 250, An act to provide for voting by ballot on the town manager plan, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at 2 o'clock.

Senator Noel, for the joint committee on Agriculture and Public Health, to whom was referred House Bill No. 159, An act changing the milk fat content in commercial ice cream, moved that the above entitled bill be re-committed to the joint committee on Agriculture and Public Health for further public hearing.

Senator Spollett seconded the motion.

On a *viva voce* vote the affirmative prevailed, and the above entitled bill, with the accompanying report, was re-committed to the joint committee.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 53, An act changing the time of submitting articles for insertion in town meeting warrants.

House Bill No. 75, An act relative to the penalty for wrongful voting and for general election violations.

House Bill No. 76, An act relative to penalty for violations of law by supervisors of the check-lists.

House Bill No. 118, An act relating to legal investments of savings banks.

House Bill No. 139, An act relative to the seal of the registrar of vital statistics.

House Bill No. 160, An act relative to building and loan associations.

House Bill No. 236, An act to increase the salaries of the justices of the supreme and superior courts.

ALDEGE NOEL,
For the Committee.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills and joint resolution were read a third time and passed:

House Bill No. 36, An act relative to the rights of the resident husband of a non-resident.

House Bill No. 143, An act to establish a police commission for the town of Claremont.

House Bill No. 227, An act authorizing the reinstatement of Northern Telegraph Company.

House Bill No. 250, An act to provide for voting by ballot on the town manager plan.

House Joint Resolution No. 5, Joint resolution in favor of the estate of Patrick T. McLaughlin.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, MARCH 6, 1947.

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

Introduction of Guests

President Barnard introduced to the membership of the Senate his mother, his wife and his son.

Leaves of Absence

Senators Hewitt, Chandler and Bean were granted leaves of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 55, An act relating to the lien for a poll tax.

House Bill No. 187, An act relative to motor vehicle registration fees.

House Bill No. 229, An act relating to the counting of ballots.

House Bill No. 251, An act relating to health officers.

House Bill No. 257, An act providing for the issuance of birth registration cards.

House Bill No. 264, An act relative to the status of employees of the state employment service as members of the state employees' retirement system.

House Bill No. 273, An act relative to designation of certain roads in the towns of Amherst, Merrimack, Litchfield and Londonderry.

House Bill No. 275, An act relating to elections.

House Bill No. 297, An act relating to prohibited interests on the part of certain holders of beverage permits.

House Bill No. 340, An act relating to aeronautics prosecutions.

House Bill No. 2, An act relative to qualification for jury service.

The message further stated that the House of Representatives had voted to adopt the following concurrent resolution, in the adoption of which it asks the concurrence of the Honorable Senate:

Whereas, the annual meetings of the towns of the state will be held on Tuesday, March 11, 1947, and many members of this General Court will be in attendance, therefore, be it resolved by the House of Representatives, the Senate concurring, that the General Court be not in session on Tuesday, March 11, 1947, but that Friday, March 14, 1947, be made a full working day.

On motion of Senator Laraba, the Senate voted to concur in the above concurrent resolution.

The message further stated that the House of Representatives had voted to concur with the Honorable

Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 98, An act relating to the salary of the solicitor of Coos County.

House Bill No. 105, An act to amend the charter of Sanborn Seminary.

House Bill No. 119, An act relating to guaranty funds of savings banks.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Revision of Laws:

House Bill No. 55, An act relating to the lien for a poll tax.

House Bill No. 340, An act relating to aeronautics prosecution.

To the Committee on Transportation:

House Bill No. 187, An act relative to motor vehicle registration fees.

To the Committee on Elections:

House Bill No. 229, An act relating to the counting of ballots.

House Bill No. 275, An act relating to elections.

To the Committee on Public Health:

House Bill No. 251, An act relating to health officers.

House Bill No. 257, An act providing for the issuance of birth registration cards.

To the Committee on Labor:

House Bill No. 264, An act relative to the status of employees of the state employment service as members of the state employee's retirement system.

To the Committee on Public Improvements:

House Bill No. 273, An act relative to designation of certain roads in the town of Amherst, Merrimack, Litchfield and Londonderry.

To the Committee on Liquor Laws:

House Bill No. 297, An act relating to prohibited interests on the part of certain holders of beverage permits.

To the Committee on Judiciary:

House Bill No. 2, An act relative to qualifications for jury service.

Introduction of Bills

Senator Laraba, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bills, which were read a first and second time, laid upon the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 35, An act relating to the continuation of business of deceased persons.

Senate Bill No. 36, An act relating to certification of questions of law from probate court to supreme court.

Committee Reports

Senator Gamache, for the Committee on Public Improvements, to whom was referred House Bill No. 240, An act relative to classification of a certain road in the town of Colebrook, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Rowell, for the Committee on Ways and Means, to whom was referred House Bill No. 15, An

act to establish a new apportionment for the assessment of public taxes, having considered the same, reported the same without amendment and recommended its passage.

Senator Greene, for the Committee on Revision of Laws, to whom was referred Senate Bill No. 9, An act relating to the powers of towns, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the word "or" in the tenth line.

Further amend said section by adding at the end of the section the following: or any other *bona fide* veterans' organization; so that said section as amended shall read as follows:

1. *Town Appropriations.* Amend paragraph X of section 4, chapter 51, of the Revised Laws, as amended by section 1, chapter 54, Laws of 1945 by inserting after the words "to provide" the words by gift, deed or otherwise, so that said paragraph as amended shall read as follows:

X. *Memorials.* To procure and establish a monument, memorial building or testimonial to the service of soldiers and sailors of each town, to celebrate their return and to provide by gift, deed or otherwise, or defray the expense of procuring a suitable meeting place in the town for a post of the Grand Army of the Republic, United Spanish War Veterans, American Legion, the Disabled American Veterans, Veterans of Foreign Wars or any other *bona fide* veterans' organization.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Greene, for the Committee on Revision of Laws, to whom was referred Senate Bill No. 22, An act relative to salaries of commissioners, sheriff and solicitor of Cheshire County, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Greene, for the Committee on Revision of Laws, to whom was referred Senate Bill No. 14, An act relative to distribution of fees and fines collected for fish and game violations, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

Senator Noel, for the Committee on Public Health, to whom was referred House Bill No. 224, An act relative to the practice of optometry, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

Senator Smart, for the Committee on Finance, to whom was referred House Bill No. 34, An act to increase the salary of the state reporter, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Smart, for the Committee on Finance, to whom was referred House Bill No. 20, An act relative to travel allowances for members of the General Court, having considered the same, reported the same with the following amendments and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Travel Allowance for Members of the General Court.* A member of the General Court shall be allowed for travel expenses per mile of the round trip to and from his home each day of attendance at the following rates, for the first mile thereof four dollars, and for each additional mile four cents. In case said round trip is less than one mile the mileage allowance shall be computed on the basis of one mile. Each member of the House of Representatives shall present evidence of his attendance by signing in person the roll provided for that purpose and by complying with such other regulations with respect thereto as the House may from time to time adopt. Any member of the General Court absent for any cause from such attendance shall not be allowed travel for the day he is so absent. The allowances provided hereunder shall be computed as provided in section 16, chapter 9 of the Revised Laws as amended by chapter 14, Laws of 1933, during the legislative session of 1947 only.

Amend section 4 of the bill by striking out the word three in the fourth line and inserting in place thereof the word "four" so that said section as amended shall read as follows:

4. *Takes Effect, Limitation.* This act shall take effect as of January 1, 1947, and shall be effective until December 31, 1948, provided that no member of the House shall be entitled to the additional travel allowance of four dollars for the first mile, as provided by section 1 hereof, for the period from January 1 to January 23, 1947, unless and until he shall execute, under penalties of perjury, a certificate setting forth his daily attendance at the House during said period or any part thereof.

The report was accepted, amendment adopted, and

the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Smart, for the Committee on Finance, to whom was referred the concurrent resolution relating to the publishing of the Public Laws during the session, and the mailing of the same to various public officials, having considered the same, reported the same with the following resolution:

Resolved, That the Senate non-concur in the adoption of the resolution.

The report was accepted, and the resolution of the committee was adopted.

Senator Noel, for the Committee on Public Health, to whom was referred House Bill No. 42, An act relative to schools of hairdressing, having considered the same, reported the same without amendment and recommended its passage.

Senator Kelley moved that the bill, with the accompanying report, be indefinitely postponed.

(Discussion ensued)

Senator Noel requested a roll call.

The Clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Kelley, Gay, Morgan, Gamache, Marcoux, and Spollett.

The following named senators voted in the negative: Senators Cummings, Green, Welch, Rowell, Batchelor, Sawyer, Colburn, Noel, O'Malley, Daniel, and Smart.

Six senators having voted in the affirmative and eleven having voted in the negative, the negative prevailed and the motion to indefinitely postpone did not prevail.

The bill was ordered to a third reading this afternoon at two o'clock.

Senator Smart moved that the bill be laid upon the table for the purpose of drafting an amendment, and that a recess of five minutes be declared.

On a *viva voce* vote the affirmative prevailed.

Recess

The Senate re-assembled.

Senator Smart moved that the bill be taken from the table.

Senator Smart further moved that the bill be put back on its second reading for purposes of amendment.

Senator Smart offered the following amendment:

Amend section 2 of the bill by striking out the words "two years" in the fifth line and substituting in place thereof the words one year; so that said section as amended shall read as follows:

2. *Shops and Establishments.* Amend section 16 of said chapter 157 by striking out the same and inserting in place thereof the following: 16. *Registration.* Any licensed hairdresser or manicurist who has obtained a license as such, as above provided, and who has completed one year of actual employment in a shop, shall upon written application, accompanied by the required fees, receive a license to operate a shop in this state, provided said shop shall fulfill all requirements set forth in the rules and regulations of the board. Such license may thereafter be renewed upon payment of the renewal fee. A shop license as herein provided may be issued for short terms not exceeding three months, upon payment of the required fee. Booths attached to or within a shop that are operated independently thereof shall be subject to registration fees in the same manner as an independent shop.

On a *viva voce* vote the amendment was unanimously adopted by the Senate, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Noel, the rules were suspended, and the above entitled bill was read a third time and passed at the present time.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 15, An act to establish a new apportionment for the assessment of public taxes.

House Bill No. 20, An act relative to travel allowances for members of the General Court.

House Bill No. 34, An act to increase the salary of the state reporter.

House Bill No. 240, An act relative to classification of a certain road in the town of Colebrook.

Senate Bill No. 22, An act relative to salaries of commissioners, sheriff, and solicitor of Cheshire County.

Senate Bill No. 9, An act relating to the powers of towns.

On motion of Senator Smart, the following resolution was adopted:

Resolved, That when the Senate adjourns this morning, it be to meet Saturday morning at 10:00 o'clock, and that when it then adjourns, to meet Monday morning at 10:00 o'clock, and when it adjourns Monday, it be to meet Wednesday at 11:00 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, MARCH 8, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication :

Concord, N. H., March 8, 1947.

SENATOR ARTHUR BEAN :

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

MONDAY, MARCH 10, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication :

Monday, March 10, 1947.

SENATOR ARTHUR BEAN :

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

WEDNESDAY, MARCH 12, 1947.

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

Leave of Absence

Senator Rowell was granted a leave of absence on account of important business.

Announcement

President Barnard announced that beginning today Senate Rule No. 31 would be strictly adhered to, as follows:

In conformity to Senate Rule 31, no person except the Senators, the officers and attaches of the Senate, the members of the executive, the legislative counsel to the governor, or members of the House of Representatives and its officers, shall be admitted to or permitted to remain on the floor of the Senate while it is in session, or while it is in recess for short periods of time for the purpose of expediting the work of the Senate. Legislative agents will not be admitted to or permitted to remain on the floor of the Senate at any time while it is in session. Sponsors or active opponents of bills and joint resolutions pending in the Senate, who are not Senators, will not be admitted to or permitted to remain on the floor of the Senate at any time while it is in session. Guests will be admitted and permitted to remain on invitation of the president or of some member with the consent of the president. Upon request of a Senator, the president will issue a guest card which will admit a guest for that day only. The Sergeant at Arms or acting Sergeant at Arms will check each visitor to see that such visitor has a guest card, and if without one, the visitor will be requested to vacate the chamber at once. This rule shall not apply to former members of the executive, former mem-

bers of the Senate, former members of the House of Representatives, unless they are legislative agents, sponsors or opponents of bills and joint resolutions, or to wives and families of Senators and Senate Attaches. Members of the press will be admitted to and permitted to remain on the floor of the Senate so long as they refrain from conversation with individual Senators.

The Sergeant at Arms or acting Sergeant at Arms will carry out the enforcement of this rule effective forthwith.

Any visitor or guest admitted to the floor of the Senate shall remain seated until ready to retire from the chamber.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 54, An act relating to the New Hampshire War Records Committee.

House Bill No. 69, An act relating to the report of the cut of forest products.

House Bill No. 111, An act relating to bribery of participants in professional or amateur games, sports, contests and horse racing.

House Bill No. 204, An act relative to taking lake trout and salmon.

House Bill No. 290, An act relative to mentally incompetent persons.

House Bill No. 291, An act defining group life insurance.

House Bill No. 299, An act relative to insurance brokers.

House Bill No. 367, An act making a supplemental appropriation for welfare expense of the State of New Hampshire for the year ending June 30, 1947.

House Bill No. 378, An act abolishing the school district of the town of Ellsworth and transferring the education of children of said town to the state board of education.

House Bill No. 382, An act authorizing the Hampton Falls school district in the town of Hampton Falls to issue notes or bonds for school purposes and to exceed its debt limit.

House Joint Resolution No. 7, Joint resolution in favor of the town of Hooksett.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 13, An act relating to the sale of securities.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the following concurrent resolution sent down from the Honorable Senate:

Resolved, by the Senate. the House of Representatives concurring, that Dr. Frederick T. Wilson, author and lecturer, be invited to address a joint convention of the House and Senate, March 13, at 10:15 o'clock A. M. on the subject "Our Constitution."

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Military Affairs and Soldiers' Home:

House Bill No. 54, An act relating to the New Hampshire War Records Committee.

To the Committee on Forestry and Recreation:

House Bill No. 69, An act relating to the report of the cut of forest products.

To the Committee on Revision of Laws:

House Bill No. 111, An act relating to the bribery of participants in professional or amateur games, sports, contests and horse racing.

To the Committee on Fisheries and Game:

House Bill No. 204, An act relative to taking lake trout and salmon.

To the Committee on State Hospital and Laconia State School:

House Bill No. 290, An act relative to mentally incompetent persons.

To the Committee on Insurance:

House Bill No. 291, An act defining group life insurance.

House Bill No. 299, An act relative to insurance brokers.

To the Committee on Finance:

House Bill No. 367, An act making a supplemental appropriation for welfare expense of the State of New Hampshire for the year ending June 30, 1947.

To the Committee on Education:

House Bill No. 378, An act abolishing the school district of the town of Ellsworth and transferring the education of children of said town to the state board of education.

To the Committee on Judiciary:

House Bill No. 382, An act authorizing the Hampton

Falls school district in the town of Hampton Falls to issue notes or bonds for school purposes and to exceed its debt limit.

To the Committee on Claims:

House Joint Resolution No. 7, Joint resolution in favor of the town of Hooksett.

Introduction of Bills

Senator Stafford, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 37, An act extending the power of the Meredith Village Fire District.

Senator Bean, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bills, which were read a first and second time, laid upon the table to be printed, and referred to the Committee on Finance:

Senate Bill No. 38, An act relative to transfer of membership of the state retirement systems.

Senate Bill No. 39, An act relative to retirement benefits for state employees and employees of political subdivisions.

Senator Hewitt, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Revision of Laws.

Senate Bill No. 40, An act relative to the appointment of highway agents.

Committee Reports

Senator Smart, for the Committee on Finance, to whom was referred House Bill No. 368, An act relative to payment of bonus for war service, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 78, An act relating to inclusion and exclusion of dates, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relative to interpretation of dates under the fish and game laws.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Fish and Game Laws.* Amend the fourth paragraph of section 1 of chapter 241 of the Revised Laws, by striking out said paragraph and inserting in place thereof the following: *Inclusion of Dates:* Whenever a period is named during which an act is permitted or prohibited, both the first and second dates named shall be included within such period.

The report was accepted, amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 268, An act relative to building and loan association shares, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Building and Loan Associations.* Amend chapter 314 of the Revised Laws by inserting after section 5-a, as inserted by section 2, chapter 24, Laws of 1947, the following new section: 5-b *Shares.* Such associations

The report was accepted, amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 49, An act relative to state aid to equalize library service.

House Bill No. 98, An act relating to the salary of the solicitor of Coos County.

House Bill No. 105, An act to amend the charter of Sanborn Seminary.

House Bill No. 119, An act relating to guaranty funds of savings banks.

House Bill No. 221, An act relative to bridges in the town of Ellsworth.

House Bill No. 227, An act authorizing the reinstatement of Northern Telegraph Company.

Senate Joint Resolution, No. 1, Joint resolution in favor of Mrs. Erwin L. Shaver.

House Joint Resolution No. 5, Joint resolution in favor of Patrick T. McLaughlin.

JOHN P. H. CHANDLER, JR.,

For the Committee.

Senator Stafford requested that the Clerk of the Senate be instructed to procure from the State Planning and Development Board copies of their program

relating to the re-development of The Weirs for the membership of the Senate.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading

The following entitled bill was read a third time and passed:

House Bill No. 368, An act relative to payment of bonus for war service.

On motion of Senator Gay the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Thursday morning at 10:15 o'clock.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, MARCH 13, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senator Rowell was granted a leave of absence on account of important business.

Senator Hewitt was granted a leave of absence on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 70, An act to abolish discriminatory wage rates based on sex.

House Bill No. 153, An act relative to privilege as to source of information obtained in connection with newspaper work.

House Bill No. 162, An act to incorporate New England College.

House Bill No. 230, An act relating to veterans' service exemption.

House Bill No. 244, An act to increase the borrowing power of the Hooksett water precinct.

House Bill No. 300, An act relating to accident and health insurance.

House Bill No. 305, An act relating to the powers of insurance companies.

House Bill No. 373, An act relative to unemployment compensation.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 20, An act relative to travel allowances for members to the General Court.

House Bill No. 42, An act relative to schools of hair-dressing.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following entitled bill, and asks the concurrence of the Honorable Senate.

House Bill No. 20, An act relative to travel allowances for members of the general court.

Amend section 1 of said bill by striking out the

words "during the legislative session of 1947 only," in the fourteenth and fifteenth lines.

On motion of Senator Smart the Senate voted to concur in the adoption of the amendment.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Labor:

House Bill No. 70, An act to abolish discriminatory wage rates based on sex.

House Bill No. 373, An act relative to unemployment compensation.

To the Committee on Revision of Laws:

House Bill No. 153, An act relative to privilege as to source of information obtained in connection with newspaper work.

House Bill No. 244, An act to increase the borrowing power of the Hooksett water precinct.

To the Committee on Education:

House Bill No. 162, An act to incorporate New England College.

To the Committee on Military Affairs and Soldiers' Home:

House Bill No. 230, An act relating to veterans' service exemption.

To the Committee on Insurance:

House Bill No. 300, An act relating to accident and health insurance.

House Bill No. 305, An act relating to the powers of insurance companies.

Introduction of Bills

Senator Laraba, under a suspension of the rules, sixteen senators actually having voted in favor there-

of, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary.

Senate Bill No. 41, An act relating to the capital reserve fund act.

Senator Gay, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Banks:

Senate Bill No. 42, An act relating to the consolidation of banks.

Committee Reports

Senator Laraba, for the Committee on Judiciary, to whom were referred:

House Bill No. 7, An act relating to the powers and duties of trustees of trust funds of the city of Concord.

House Bill No. 8, An act relating to the ward lines in the city of Concord.

House Bill No. 28, An act to increase the salaries of the assessors of the city of Concord.

House Bill No. 141, An act relative to federal reimbursement from decedent's estate for old age assistance.

House Bill No. 147, An act relative to the Union school district in Concord.

Senate Bill No. 29, An act relative to reports to board of probation relative to delinquency of children.

Senate Bill No. 32, An act relating to the jurisdiction of municipal courts.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Laraba, for the Committee on Judiciary, to whom was referred House Bill No. 185, An act relating

to the disqualification of justices of the supreme court, having considered the same, reported the same without amendment and recommended its passage.

On motion of Senator Laraba, the bill was re-committed to the Committee on Judiciary.

Senator Hewitt, for the Committee on Labor, to whom was referred House Bill No. 85, An act relative to hours of labor for women and minors, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the committee adopted.

Senator Laraba, for the Committee on University of New Hampshire and Teachers' College, to whom was referred House Bill No 1, An act relating to the University of New Hampshire Fund, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

On motion of Senator Smart the rules were suspended, reference to committee dispensed with, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Laraba, for the Committee on University of New Hampshire and Teachers' College, to whom was referred House Bill No. 148, An act concerning the appointment of trustees at the University of New Hampshire, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

On motion of Senator Gay the bill was re-committed to the Committee on University of New Hampshire and Teachers' College for further consideration.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 13, An act relating to the sale of securities.

House Bill No. 15, An act to establish a new apportionment for the assessment of public taxes.

House Bill No. 17, An act relating to taking of wild deer in the town of Gilford.

House Bill No. 34, An act to increase the salary of the state reporter.

House Bill No. 36, An act relative to the rights of the resident husband of a nonresident.

House Bill No. 158, An act permitting Saturday closing for banking organizations.

House Bill No. 240, An act relative to classification of a certain road in the town of Colebrook.

House Bill No. 143, An act to establish a police commission for the town of Claremont.

House Bill No. 250, An act to provide for voting by ballot on the town manager plan.

ALDEGE NOEL,
For the Committee.

On motion of Senator Green the following resolution was adopted:

Resolved, That the rules be so far suspended as to permit the Senate Committee on Insurance to hold joint hearing with the House Committee on Insurance on the following entitled bills:

House Bill No. 292, An act relative to rating organizations.

House Bill No. 294, An act relative to the regulation of rates for fire insurance and certain casualty insurance.

House Bill No. 314, An act relative to filing rates for life insurance, and that the use of the Senate chamber be granted to the joint committee for the hearing on Tuesday, March 18, 1947, at 1:30 P. M.

On motion of Senator Noel, use of the Senate chamber was granted to the Committee on Public Health for a public hearing on five bills, Wednesday, March 19, at 1:00 o'clock.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 29, An act relative to reports to board of probation relative to delinquency of children.

Senate Bill No. 32, An act relating to the jurisdiction of municipal courts.

House Bill No. 7, An act relating to the powers and duties of trustees of trust funds of the city of Concord.

House Bill No. 8, An act relating to the ward lines in the city of Concord.

House Bill No. 28, An act to increase the salaries of the assessors of the city of Concord.

House Bill No. 141, An act relative to federal reimbursement from decedent's estate for old age assistance.

House Bill No. 147, An act relative to the Union school district in Concord.

On motion of Senator Cummings the Senate adjourned.

FRIDAY, MARCH 14, 1947.

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

Leaves of Absence

Senator Hewitt was granted a leave of absence on account of illness.

Senators Stafford, Rowell, Chandler, Batchelor were granted leaves of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 52, An act relating to the taxation of house trailers, trailers, and semi-trailers.

House Bill No. 182, An act relating to the municipal budget law.

House Bill No. 184, An act relating to inspection of apiaries.

House Bill No. 191, An act relating to the penalty concerning obscene literature.

House Bill No. 195, An act relative to property description in notice of tax sales.

House Bill No. 200, An act relative to recording payments subsequent to tax sales.

House Bill No. 306, An act relative to construction of a certain road in the town of Greenfield.

House Bill No. 331, An act relative to Mountain Avenue in the towns of Northwood and Deerfield.

House Bill No. 315, An act to prevent unfair competition between utilities.

House Bill No. 342, An act relating to the expenses of the board of aldermen of the city of Manchester.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 78, An act relating to inclusion and exclusion of dates.

House Bill No. 268, An act relative to building and loan shares.

Read and Referred

The following entitled bills sent up from the House of Representatives were read a first and second time, and referred:

To the Committee on Ways and Means:

House Bill No. 52, An act relating to the taxation of house trailers, trailers, and semi-trailers.

To the Committee on Towns and Counties:

House Bill No. 182, An act relating to the municipal budget law.

House Bill No. 195, An act relative to property description in notice of tax sales.

To the Committee on Agriculture:

House Bill No. 184, An act in relation to inspection of apiaries.

To the Committee on Judiciary:

House Bill No. 191, An act relating to penalty concerning obscene literature.

House Bill No. 315, An act to prevent unfair competition between utilities.

To the Committee on Revision of Laws:

House Bill No. 200, An act relative to recording payments subsequent to tax sales.

House Bill No. 342, An act relating to expenses of the board of aldermen in the city of Manchester.

To the Committee on Public Improvements:

House Bill No. 306, An act relative to construction of a certain road in the town of Greenfield.

House Bill No. 331, An act relative to Mountain Avenue in the towns of Northwood and Deerfield.

Introduction of Bill

Senator Sawyer, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 43, An act legalizing proceedings at the school meeting in the town of Jaffrey held on March 10, 1947.

Committee Reports

Senator O'Malley, for the Committee on Finance, to whom were referred:

Senate Bill No. 14, An act relative to distribution of fees and fines collected for fish and game violations.

House Bill No. 224, An act relative to the practice of optometry.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom were referred:

House Bill No. 83, An act relative to taking wild deer in the town of Tilton with rifle.

House Bill No. 176, An act relating to loaded guns.

House Bill No. 239, An act relative to setting of traps for taking fur-bearing animals.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred House Bill No. 114, An act providing for protection of beaver, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee adopted.

Senator Green, for the Committee on Revision of Laws, to whom were referred:

House Bill No. 115, An act relative to so-called write in political candidates.

House Bill No. 327, An act legalizing the proceedings of the special town meeting held in the town of Cornish on August 17, 1946.

Senate Bill No. 28, An act changing the date of the primary election.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Green, for the Committee on Revision of Laws, to whom was referred House Bill No. 136, An act to provide a legislative service for drafting and examining bills, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

Senator Green, for the Committee on Revision of Laws, to whom was referred House Bill No. 219, An act legalizing the annual town meeting in the town of Lebanon held on March 10, 1946, having considered the

same, reported the same with the following amendments and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking the whole of said section and substituting in place thereof the following:

1. *Proceedings Legalized.* The votes and proceedings at the annual town meeting in the town of Lebanon on the twelfth day of March, 1946, are hereby legalized, ratified and confirmed.

Amend the title of the bill by striking out the whole of said title and substituting in place thereof the following new title:

An act legalizing the annual town meeting in the town of Lebanon held on March 12, 1946.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Green, for the Committee on Revision of Laws, to whom was referred Senate Bill No. 21, An act to increase the salaries of the justices of certain municipal courts, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by adding at the end of said section the following:

In Haverhill, four hundred dollars;

In Lisbon, two hundred dollars;

so that said section as amended shall read as follows:

1. *Salaries of Justices.* Amend paragraph 1 of section 31 of chapter 377 of the Revised Laws by striking out said paragraph and inserting in place thereof the following:

1. In Manchester, four thousand dollars;

In Nashua, three thousand two hundred dollars;

In Concord, three thousand dollars;

In Portsmouth, one thousand eight hundred dollars;

In Dover, two thousand two hundred dollars;

In Laconia, two thousand dollars;

In Keene, two thousand dollars;

In Claremont, one thousand eight hundred dollars;

In Berlin, two thousand dollars;

In Lebanon, one thousand two hundred dollars;

In Newport, one thousand dollars;

In Exeter, one thousand dollars;

In Somersworth, one thousand dollars;

In Franklin, one thousand two hundred dollars;

In Rochester, one thousand five hundred dollars;

In Littleton, nine hundred dollars;

In Milford, six hundred dollars;

In Derry, one thousand dollars;

In Haverhill, four hundred dollars;

In Lisbon, two hundred dollars.

On motion of Senator Sawyer the bill, with the accompanying report, was recommitted to the Committee on Revision of Laws.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 83, An act relative to taking wild deer in the town of Tilton with rifle.

House Bill No. 115, An act relative to so-called write in political candidates.

House Bill No. 176, An act relating to loaded guns.

House Bill No. 219, An act legalizing the annual town meeting in the town of Lebanon held in March 12, 1946.

House Bill No. 224, An act relative to the practice of optometry.

House Bill No. 239, An act relative to setting of traps for taking fur-bearing animals.

House Bill No. 327, An act legalizing the proceedings of the special town meeting held in the town of Cornish on August 17, 1946.

Senate Bill No. 14, An act relative to distribution of fees and fines collected for fish and game violations.

Senate Bill No. 28, An act changing the date of the primary election.

On motion of Senator Noel the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10 o'clock, and when it adjourns Saturday morning it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, MARCH 15, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Saturday, March 15, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, MARCH 18, 1947.

The Senate met according to adjournment.

Prayer was offered by the Rev. Reed of Goffstown.

Announcement

President Barnard announced the following explanation with reference to Senate Rule No. 35:

Inquiry has been made as to the meaning of paragraph 2 of Senate Rule No. 35 which reads as follows:

"Every bill and joint resolution appropriating money, which has been favorably reported by another committee, shall be recommitted to the Committee on Finance for revision."

The Chair rules that this paragraph applies only to bills or joint resolutions involving the appropriation of state funds and that it does not apply to bills or joint resolutions affecting only a county, or only a city, or a town.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 93, An act relative to hunting and fishing licenses for totally disabled war veterans:

House Bill No. 124, An act relating to the use of silencing devices in the taking of game.

House Bill No. 254, An act relative to form of applications, motor vehicle road toll refunds.

The message further stated that the House of Representatives had voted to adopt the following concurrent resolution, in the adoption of which it asks the concurrence of the Honorable Senate:

Whereas, the National Commander of the American Legion, Paul H. Griffith, will on April 9th next, make an official visitation to the New Hampshire Department of the American Legion; therefore,

Be It Resolved, by the House of Representatives, the Senate concurring, that Commander Griffith be invited to address the joint convention of the House and Senate at 10:15 A. M. on that date.

On motion of Senator Daniel the Senate voted to concur in the adoption of the concurrent resolution.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Fisheries and Game:

House Bill No. 93, An act relative to hunting and fishing licenses for totally disabled war veterans.

House Bill No. 124, An act relating to the use of silencing devices in the taking of game.

To the Committee on Revision of Laws:

House Bill No. 254, An act relative to form of applications, motor vehicle road toll refunds.

Introduction of Bills

Senator Colburn, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Banks:

Senate Bill No. 44, An act relating to stale checks and stop orders.

Senator Welch, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be

printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 45, An act relating to compensation of trustees.

Senator Smart, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Public Improvements:

Senate Bill No. 46, An act relative to the Lee Hook Road in the towns of Lee, Durham, and Newmarket.

Senator Chandler, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Elections:

Senate Bill No. 47, An act relating to political expenditures.

Committee Reports

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 211, An act relating to the firemen's retirement system, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass:

Amend section 7 of said bill by striking out the same and inserting in place thereof the following:

7. *Withdrawal of Contributions.* Amend chapter 220, Revised Laws, by inserting after section 19 the following new section: 20. *Forfeiture.* On and after April 1, 1947, any permanent fireman who has withdrawn his accumulated contributions from the retirement fund while remaining in the status of a permanent fireman and not on account of retirement, withdrawal or dismissal from service as provided in sec-

tion 18, shall thereby forfeit all right to future reinstatement to the benefits of this chapter. On and after said date no permanent fireman shall be entitled to withdraw his accumulated contributions to the fund while in service as a fireman. No benefit under this retirement system other than a return of contributions as provided in section 18 shall become payable to or on account of any member unless said member was in active service as an employee in the fire department at the time of becoming eligible for benefits hereunder.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Laraba, for the Committee on Judiciary, to whom was referred House Bill No. 146, An act relative to jurisdiction of judges of probate in certain cases, having considered the same, reported the same with the following amendments and recommended that the bill as amended ought to pass:

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Adoption of Minors.* Amend section 1-a of chapter 345 of the Revised Laws, as inserted by section 2, chapter 127, Laws of 1943, by striking out said section and inserting in place thereof the following: 1-a. *Investigation.* The register of probate shall send to the department of public welfare a copy of every petition for adoption of minors filed in probate court within seven days after it is filed. Said department shall make, or cause to be made at its direction, an investigation to determine whether the petitioners and their home are suitable for the proper rearing of the child, due regard being given the race and religion of the child and the petitioners, and when ordered by the court said department shall make or cause to be made at its direction an investigation to deter-

mine the condition and antecedents of the child for the purpose of ascertaining whether he is a proper subject for adoption. Said department shall submit to the court, not later than sixty days after the receipt of said petition such report as will give the court full knowledge as to the desirability of the proposed adoption. Such reports shall not be examined by any person not a party to the proceedings without an order from the court. In cases where the child has been placed for adoption by The New Hampshire Children's Aid Society or by The New Hampshire Catholic Charities, Inc., the judge of probate may at his discretion refer the case to the placing agency for investigation, which agency shall thereupon make the investigation and report hereinbefore required. When the woman petitioner in a petition for adoption of a minor is the natural mother of the child, the judge of probate may proceed to hearing and decree in the matter without the notice required by this section, provided he is satisfied as to the identity and relationship of the parties, that the petitioners are of sufficient ability to bring up and properly to educate the child, and that it is fit and proper that the adoption should take effect.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Consent.* Amend section 21 of chapter 130 of the Revised Laws by striking out said section and inserting in place thereof the following: 21. *Illegitimates.* The mother of an illegitimate infant under three years of age, who is a resident of this state and who has previously borne a good character, may, by an instrument in writing, signed by her, and with the consent of the commissioner, The New Hampshire Children's Aid Society, or the New Hampshire Catholic Charities, Inc., give up such infant for adoption to any of the aforesaid agencies; and any of the aforesaid agencies may, if such action is deemed for the public interest, receive such infant and provide there-

for on such conditions as they may impose. Such surrender by the mother shall operate as a consent by her to any adoption subsequently approved by such agency.

Further amend said bill by adding after section 2 the following new section:

3. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Laraba, further reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 7, An act relating to the powers and duties of the trustees of trust funds of the city of Concord, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Concord Trustees of Trust Funds.* Amend section 1 of chapter 256, Laws of 1931, by striking out said section and inserting in place thereof the following:

The report was accepted, amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 28, An act to increase the salaries of the assessors of the city of Concord, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended that the bill as amended ought to pass.

Amend section 3 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Full Time Service.* Amend section 40, chapter 305, Laws of 1909, as amended by chapter 341 of the Laws of 1911, and by section 2, chapter 258 of the Laws of 1931, by striking out said section and inserting in place

The report was accepted, amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 83, An act relative to taking wild deer in the town of Tilton with rifle, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by inserting after the figure "1945" in the third line the words and figures, and chapter 32, Laws of 1947, and further amend said section by inserting after the word "Alton" in the eighteenth line the word, Gilford.

The report was accepted, amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 176, An act relating to loaded guns, having considered the same, reported the same under Joint Rule No. 6 with the following amendments, and recommended that the bill as amended ought to pass.

Amend section 1 by striking out the word "law" and inserting in place thereof the word, section.

Amend the title of said bill by striking out the same and inserting in place thereof the title:

An act relative to loaded guns carried in automobiles, boats, aircraft or other craft.

The report was accepted, amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 147, An act relative to the Union School District in Concord, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend said bill by inserting before section 1 the following new section:

1. *Union School District.* Amend section 1 of chapter 230 of the Laws of 1927, as amended by section 1, chapter 277 of the Laws of 1939, by striking out the word "treasurer" in the second line, so that said section as amended shall read as follows: 1. *Official Ballot.* For all elections of moderator, clerk and members of the board of education of Union School District in Concord the voting shall be upon an official ballot only. A plurality of votes cast shall be necessary for election to each office to be filled.

Further amend said bill by renumbering sections 1 and 2 to read sections 2 and 3.

The report was accepted, amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 1, An act relating to the University of New Hampshire Fund.

House Bill No. 20, An act relative to travel allowances for members of the General Court.

House Bill No. 42, An act relative to schools of hair-dressing.

House Bill No. 78, An act relating to interpretation of dates under the fish and game laws.

House Bill No. 141, An act relative to federal reimbursement from decedent's estate for old age assistance.

House Bill No. 224, An act relative to the practice of optometry.

House Bill No. 239, An act relative to setting of traps for taking fur bearing animals.

House Bill No. 268, An act relative to building and loan association shares.

ALDEGE A. NOEL,
For the Committee.

Introduction of Guests

President Barnard introduced to the membership of the Senate, the history class of the Simonds High School in Warner, guests of Senator Chandler; guests of Senator Stafford; guests of Senator Welch, and guests of Senator Butman.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 211, An act relating to the firemen's retirement system.

House Bill No. 146, An act relative to jurisdiction of judges of probate in certain cases.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, MARCH 19, 1947.

The Senate met according to adjournment.

Prayer was offered by Rev. Reed of Goffstown.

Leave of Absence

Senator Stafford was granted a leave of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 149, An act relating to the homestead right.

House Bill No. 255, An act relative to prior service credits for state employees who were in the armed services of the United States.

House Bill No. 301, An act providing for the perambulation of the Maine and New Hampshire boundary line.

House Bill No. 321, An act providing for the licensing of live stock dealers and livestock auctions or sales rings.

House Bill No. 324, An act relating to the protection of the dairy industry.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 19, An act to amend chapter 166 of

the Laws of 1943 (chapter 334-A of the Revised Laws) governing medical service corporations.

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An act relative to medical service corporations.

On motion of Senator Hewitt the Senate voted to concur in the adoption of the amendment sent up from the House of Representatives.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Judiciary:

House Bill No. 149, An act relating to the homestead right.

House Bill No. 255, An act relative to prior service credits for state employees who were in the armed services of the United States.

House Bill No. 301, An act providing for the perambulation of the Maine and New Hampshire boundary line.

To the Committee on Agriculture:

House Bill No. 321, An act providing for the licensing of live stock dealers and live stock auctions or sales rings.

House Bill No. 324, An act relating to the protection of the dairy industry.

Introduction of Bill

Senator O'Malley, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 48, An act relative to compensation of special justices of the municipal courts of Manchester and Nashua.

Bill Recalled from the Governor

On motion of Senator Batchelor the following resolution was adopted:

Resolved, That His Excellency, the Governor, be requested to return to the Senate for further consideration House Bill No. 115, An act relative to so-called write in political candidates.

Bill Returned from the Governor

Pursuant to the above request, His Excellency the Governor returned to the Senate for further consideration the above entitled bill.

On motion of Senator Batchelor the rules were suspended to allow a reconsideration of the vote on the above entitled bill.

On motion of the same senator the Senate voted to reconsider the vote whereby the above entitled bill passed.

On motion of the same senator the Senate voted to reconsider the vote whereby the above entitled bill was ordered to a third reading.

On motion of the same senator the above entitled bill was recommitted to the Committee on Revision of Laws for further consideration.

Committee Reports

Senator O'Malley, for the Committee on Finance, to whom was referred Senate Bill No. 39, An act relative to retirement benefits for state employees and employees of political subdivisions, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Kelley, for the Committee on Judiciary, to whom were referred:

Senate Bill No. 34, An act providing for the establishment of a police commission in the city of Rochester.

Senate Bill No. 35, An act relating to continuation of business of deceased persons.

Senate Bill No. 36, An act relating to certification of questions of law from probate court to supreme court.

House Bill No. 382, An act authorizing the Hampton Falls school district in the town of Hampton Falls to issue notes or bonds for school purposes and to exceed its debt limit.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Marcoux, for the Committee on Liquor Laws, to whom was referred House Bill No. 297, An act relating to prohibited interests on the part of certain holders of beverage permits, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Marcoux, for the Committee on Liquor Laws, to whom was referred House Bill No. 352, An act relative to minors, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee was adopted.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 8, An act relating to ward lines in the city of Concord.

House Bill No. 327, An act legalizing the proceedings of the special town meeting held in the town of Cornish on August 17, 1946.

House Bill No. 368, An act relative to payment of bonus for war service.

JOHN P. H. CHANDLER,
For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 34, An act providing for the establishment of a police commission in the city of Rochester.

Senate Bill No. 35, An act relating to continuation of business of deceased persons.

Senate Bill No. 36, An act relating to certification of questions of law from probate court to supreme court.

Senate Bill No. 39, An act relative to retirement benefits for state employees and employees of political subdivisions.

House Bill No. 297, An act relating to prohibited interests on the part of certain holders of beverage permits.

House Bill No. 382, An act authorizing the Hampton Falls school district in the town of Hampton Falls to issue notes or bonds for school purposes and to exceed its debt limit.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, MARCH 20, 1947.

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

Leaves of Absence

Senators Hewitt, Stafford, and Chandler were granted leaves of absence on account of important business.

Communication

Senator Barnard announced that he had been requested to convey to the members of the Senate the appreciation of Marion Alexander for the watch which was presented to her on behalf of the General Court of 1947.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 29, An act to repeal the charter of Mills Cemetery Association.

House Bill No. 389, An act relative to motor vehicle financial responsibility.

House Bill No. 390, An act relative to reflector type flares for trucks and tractors.

House Joint Resolution No. 19, Joint resolution in favor of the estate of Roland McGregor.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 146, An act relative to jurisdiction of judges of probate in certain cases.

House Bill No. 211, An act relating to the firemen's retirement system.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 7, An act relating to the powers and duties of trustees of trust funds of the city of Concord.

House Bill No. 28, An act to increase the salaries of the assessors of the city of Concord.

House Bill No. 83, An act relative to taking wild deer in the town of Tilton with rifle.

House Bill No. 147, An act relative to the Union school district in Concord.

House Bill No. 176, An act relating to loaded guns.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Claims and Incorporations:

House Bill No. 29, An act to repeal the charter of Mills Cemetery Association.

To the Committee on Revision of Laws:

House Bill No. 389, An act relative to motor vehicle financial responsibility.

To the Committee on Transportation:

House Bill No. 390, An act relative to reflector type flares for trucks and tractors.

To the Committee on Finance:

House Joint Resolution No. 19, Joint resolution in favor of the estate of Roland McGregor.

On motion of Senator Marcoux reference to committee was dispensed with and the above entitled joint resolution was put on its third reading and final passage at the present time.

Introduction of Joint Resolutions

Senator Sawyer, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled joint resolution, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Finance:

Senate Joint Resolution No. 6, Joint resolution authorizing the printing and distributing of forms for the municipal courts of the state.

Senator Kelley, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled joint resolution, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Claims and Incorporations:

Senate Joint Resolution No. 7, Joint resolution in favor of Ernest Bolac.

Committee Reports

Senator Marcoux, for the Committee on Finance, to whom was referred House Bill No. 136, An act to provide a legislative service for drafting and examining bills, having considered the same, reported the same

with the following amendment and recommended that the bill as amended ought to pass.

Amend section 3 of the bill by striking out the word "extra" in the fourth line and substituting therefor the word, overtime, so that said section as amended shall read as follows:

3. *Compensation.* Any regular employee of the attorney general's office engaged in such legislative service shall receive, in addition to his classified salary, such additional compensation for overtime work performed as the attorney general may determine, subject to the approval of the General Court. Personnel temporarily employed during a legislative session shall receive per diem pay at such rates as the attorney general may determine, subject to the approval of the General Court. The additional compensation provided herein shall be a charge upon the appropriation for the legislature.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Marcoux, for the Committee on Finance, to whom was referred House Bill No. 367, An act making a supplemental appropriation for welfare expense of the State of New Hampshire for the year ending June 30, 1947, having considered the same, reported the same without amendment and recommended that the bill as amended ought to pass.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred House Bill No. 204, An act relative to taking lake trout and salmon, having considered the same, reported the same without amendment and recommended that the bill as amended ought to pass.

The report was accepted, and the bill ordered to a third reading this afternoon at 2 o'clock.

Senator Green, for the Committee on Public Health, to whom were referred:

House Bill No. 102, An act relating to adequate toilet and lavatory facilities in certain places.

House Bill No. 120, An act relating to public water supplies, and sewage disposal systems.

House Bill No. 251, An act relating to health officers.

House Bill No. 257, An act providing for the issuance of birth registration cards.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Green, for the Committee on Public Health, to whom was referred House Bill No. 121, An act relative to protection from adulterated and misbranded foods, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend paragraph II of section 2 as inserted by section 1 of said bill by striking out the same and inserting in place thereof the following:

II. The term "drug" means (1) articles recognized in the official United States Pharmacopoeia, official National Formulary, or any supplement to any of them; and (2) articles intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease in man or other animals, or for toilet or disinfectant use; and (3) articles (other than food) intended to affect the structure or any function of the body of man or other animals; and (4) articles intended for use as a component of any article specified in clause (1), (2) or (3), but does not include devices or their components, parts or accessories; except that such terms shall not include soaps.

On motion of Senator Noel the reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

House Bill No. 147, An act relative to the Union school district in Concord.

ALDEGE NOEL,
For the Committee.

Introduction of Guests

President Barnard introduced to the membership of the Senate former Senator Arthur Reinhart of District No. 24.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 102, An act relating to adequate toilet and lavatory facilities in certain places.

House Bill No. 120, An act relating to public water supplies, and sewage disposal systems.

House Bill No. 121, An act relative to protection from adulterated and misbranded foods.

House Bill No. 136, An act to provide a legislative service for drafting and examining bills.

House Bill No. 204, An act relative to taking lake trout and salmon.

House Bill No. 251, An act relating to health officers.

House Bill No. 257, An act providing for the issuance of birth registration cards.

House Bill No. 367, An act making a supplemental appropriation for welfare expense of the state of New Hampshire for the year ending June 30, 1947.

On motion of Senator Daniel the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10 o'clock and when it adjourns Saturday morning it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, MARCH 22, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Saturday, March 22, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, MARCH 25, 1947.

The Senate met according to adjournment.

Prayer was offered by Rev. Philip R. Giles of the White Memorial Universalist Church, Concord.

Introduction of Guests

Senator Bean introduced his son to the membership of the Senate.

President Barnard introduced to the Senate the Senior class of Milford High School, who have assumed the senators' names. Edwin Merrill was introduced as the President of the Senate of Milford High School.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate.

House Bill No. 145, An act relating to qualifications for bonus.

House Bill No. 164, An act relative to military leave.

House Bill No. 353, An act providing for employment preference for widows whose husbands died while in the military or naval service of the United States during World War II.

House Joint Resolution No. 20, Joint resolution relating to investigating and studying the cause and prevention of serious sex crimes and the advisability of imposing mandatory sentences and more stringent supervision of offenders after their release.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Military Affairs and Soldiers' Home:

House Bill No. 145, An act relating to qualifications for bonus.

House Bill No. 164, An act relative to military leave.

To the Committee on Labor:

House Bill No. 353, An act providing for employment preference for widows whose husbands died while in the military or naval service of the United States during World War II.

To the Committee on Finance:

House Joint Resolution No. 20, Joint resolution relating to investigating and studying the cause and prevention of serious sex crimes and advisability of imposing mandatory sentences and more stringent supervision of offenders after their release.

On motion of Senator Smart printing of the above entitled joint resolution was dispensed with.

Introduction of Bill

Senator Bean, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Finance:

Senate Bill No. 49, An act relative to payment of small retirement allowances.

Committee Reports

Senator Marcoux, for the Committee on Finance, to whom was referred Senate Bill No. 38, An act relative to transfers of membership between state retirement

systems, having considered the same, reported the same with the following amendments and recommended that the bill as amended ought to pass.

Amend section 3 of said bill by striking out the words "used to provide an increase of equivalent value in his retirement allowance" in the twenty-first and twenty-second lines and inserting in place thereof the words, returned to him, so that said section as amended shall read as follows:

3. *Procedure for Transfer.* Any such person desiring so to transfer his membership shall notify the administrative head of the retirement system of which he is a member, prior to or at the time of his withdrawal therefrom, of his intention to enter the other retirement system, and shall request a refund of the total amount of the accumulated contributions standing to his credit in the annuity savings fund, or other corresponding fund, of the system of which he is a member. Upon his entry into the other retirement system and the deposit of such accumulated contributions in the annuity savings fund or other corresponding fund thereof, within one year of the date of such refund, he shall receive service credit in the system to which he has transferred for all service rendered prior to such transfer for which he was entitled to credit in the system from which he has transferred, provided the amount of the contributions he has transferred is equal to the accumulated value of the contributions which he would have made had he been a member of the system to which he has transferred had he originally become a member of such system. If such contributions transferred are less than such accumulated value, he may make up the difference, or he may make no payment but with a reduction of equivalent value in his retirement allowance. If such transferred contributions are greater than such accumulated value, the amount of the excess shall be returned to him.

Further amend said bill by inserting after section 5 the following new section:

6. *Application of Statutes.* Any person who is a member of any retirement system, as defined herein, at the date of the passage of this act and who prior to said effective date and subsequent to July 1, 1945, had transferred from any other retirement system, without intervening employment elsewhere, shall be entitled to the benefits herein provided if application is made therefor within thirty days after the passage of this act and if he elects to make any contributions necessary to effectuate such transfer.

Further amend said bill by renumbering sections 6, 7 and 8 to read sections 7, 8 and 9, respectively.

The report was accepted, amendments adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

— Senator Chandler, for the Committee on Engrossed Bills, to whom was referred Senate Bill No. 19, An act relative to medical service corporations, having considered the same, reported the same under Joint Rule No. 6, with the following amendments, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Medical Service Corporations.* Amend section 7 of chapter 334-A of the Revised Laws, as inserted by chapter 166, Laws of 1943, by striking out said section and inserting in place thereof the following:

Amend section 2 of said bill by striking out the first three lines and inserting in place thereof the following:

2. *Participating Physicians.* Amend section 8 of chapter 334-A of the Revised Laws, as inserted by chapter 166, Laws of 1943, by striking out said section and inserting in place thereof the following:

The report was accepted, amendments adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendments.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 257, An act providing for the issuance of birth registration cards, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended that the bill as amended ought to pass.

Amend section 3 of said bill by striking out the same and inserting in place thereof the following:

3. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 204, An act relative to taking lake trout and salmon, having considered the same, reported the same under Joint Rule No. 6 with the following amendments and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the words "where there is a" and inserting in place thereof the words, through a.

Amend section 4 of said bill by striking out the words "where there is a" and inserting in place thereof the words, through a.

The report was accepted, amendments adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendments.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolution:

House Bill No. 7, An act relating to the powers and duties of the trustees of trust funds of the city of Concord.

House Bill No. 28, An act to increase the salaries of the assessors of the city of Concord.

House Bill No. 83, An act relative to taking wild deer in the town of Tilton with rifle.

House Bill No. 176, An act relative to loaded guns carried in automobiles, boats, aircraft and other craft.

House Bill No. 219, An act legalizing the annual town meeting in the town of Lebanon held on March 12, 1946.

House Bill No. 382, An act authorizing the Hampton Falls School District in the town of Hampton Falls to issue notes or bonds for school purposes and to exceed its debt limit.

House Bill No. 146, An act relative to jurisdiction of judges of probate in certain cases.

House Bill No. 211, An act relating to firemen's retirement system.

House Bill No. 102, An act relating to adequate toilet and lavatory facilities in certain places.

House Bill No. 120, An act relating to public water supplies, ice supplies and sewage disposal systems.

House Bill No. 251, An act relating to health officers.

House Bill No. 367, An act making a supplemental appropriation for welfare expense of the State of New Hampshire for the year ending June 30, 1947.

House Joint Resolution No. 19, Joint resolution in favor of Ronald McGregor.

JOHN P. H. CHANDLER, JR.,

For the Committee.

Invitation

A cordial invitation was extended to the Honorable Senate to visit and inspect the laboratory trailer in connection with the control of water pollution.

On motion of Senator Laraba the Senate voted to accept the above invitation immediately following the morning session, Wednesday, March 26, 1947.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading

The following entitled bill was read a third time and passed:

Senate Bill No. 38, An act relative to transfers of membership between state retirement systems.

On motion of Senator Spollett the Senate adjourned.

WEDNESDAY, MARCH 26, 1947.

The Senate met according to adjournment.

Prayer was offered by Rev. Austin H. Reed of Goffstown.

Leave of Absence

Senator Cummings was granted a leave of absence on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 193, An act relating to the power of cities and towns to install parking meters.

House Bill No. 203, An act providing for a constitutional convention.

House Bill No. 357, An act relative to the time for publication of town reports.

House Bill No. 377, An act establishing a commission on uniform state laws.

House Bill No. 399, An act relating to the construction and financing of a water system for the town of Winchester.

House Bill No. 408, An act relative to credit unions.

House Joint Resolution No. 6, Joint resolution to provide for investigation of the laws relating to tax exemption of real estate and personal property and to ascertain the total value of property in New Hampshire so exempted.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 15, An act relating to neglect of children.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 121, An act relative to protection from adulterated and misbranded foods:

House Bill No. 136, An act to provide a legislative service for drafting and examining bills.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Judiciary:

House Bill No. 193, An act relating to the power of cities and towns to install parking meters.

House Bill No. 377, An act establishing a commission on uniform state laws.

House Bill No. 399, An act relating to the construction and financing of a water system for the town of Winchester.

To the Committee on Finance:

House Bill No. 203, An act providing for a constitutional convention.

To the Committee on Towns and Counties:

House Bill No. 357, An act relative to the time for publication of town reports.

To the Committee on Banks:

House Bill No. 308, An act relative to credit unions.

To the Committee on Ways and Means:

House Joint Resolution No. 6, Joint resolution to provide for an investigation of the laws relating to tax exemption of real estate and personal property and to ascertain the total value of property in New Hampshire so exempted.

Introduction of Bills

Senator Spollett, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 50, An act relative to the interment of dead human bodies.

Senator Smart, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 51, An act relative to registration of motor vehicles of volunteer fire departments.

On motion of the same senator the rules were further suspended, printing and reference to committee dispensed with, and the foregoing entitled bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Bean, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Judiciary.

Senate Bill No. 52, An act to empower the city of Concord to construct a reservoir on Turkey River in said city for recreational and auxiliary water supply purposes and other municipal uses.

Committee Reports

Senator Laraba, for the Committee on Judiciary, to whom was referred Senate Bill No. 37, An act extending the powers of the Meredith Village Fire District, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Laraba, for the Committee on Judiciary, to whom was referred Senate Bill No. 31, An act relative

to the sale of fireworks, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

On a *viva voce* vote the affirmative prevailed and the resolution of the committee was adopted.

Senator Noel, for the Committee on Forestry and Recreation, to whom was referred House Bill No. 69, An act relating to the report of the cut of forest products, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Noel, for the Committee on Banks, to whom was referred Senate Bill No. 20, An act relative to capital stock of trust companies, having considered the same, reported the same with the following amendments and recommended that the bill as amended ought to pass:

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Trust Companies.* Amend section 25 of chapter 313 of the Revised Laws by striking out the words "one hundred" in the eighth line and inserting in place thereof the words, par value of not less than twenty-five, so that said section as amended shall read as follows: 25. *Limits; Shares.* The capital stock of such corporation shall be not less than twenty-five thousand dollars. In towns and cities of more than four thousand inhabitants it shall be not less than fifty thousand dollars; in those of more than ten thousand inhabitants it shall be not less than one hundred thousand dollars; and in those of more than fifty thousand inhabitants it shall be not less than two hundred thousand dollars. In no event shall the capital stock

exceed five hundred thousand dollars. It shall be divided into shares of par value of not less than twenty-five dollars each.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Application to Existing Corporations.* Amend chapter 313 of the Revised Laws by inserting after section 25 the following new section: 25-a. *Change in Par Value.* Any such corporation, heretofore organized and actually doing business under the provisions of this chapter, may divide its existing shares into shares of a par value of not less than twenty-five dollars each. Such division shall be authorized by the stockholders of the corporation at a meeting called for such purpose, whether special or annual, and the action taken shall be subject to the approval of the incorporation board.

Amend section 3 of said bill by striking out the same and inserting the following:

3. *Filing.* Amend said chapter 131 of the Revised Laws by inserting after section 27 the following new section: 27-a. *Fees.* The fee for recording with the Secretary of State any amended certificate, which does not embody an increase of the authorized capital stock, shall be five dollars.

Further amend said bill by inserting after section 3 the following new section:

4. *Directors and Trustees.* Amend section 3 of chapter 308 of the Revised Laws by striking out said section and inserting in place thereof the following:

3. *Qualifications.* No person shall be eligible to the position of a director of a trust company or state bank or trustee of a guaranty savings bank, who is not the absolute owner of one thousand dollars of the par value of the stock or guaranty fund of said institution; provided, that when the stock or guaranty fund of such

institution does not exceed fifty thousand dollars, a person to be eligible to the position of a director or trustee shall be the absolute owner of five hundred dollars of the par value of the stock or guaranty fund of such institution.

Further amend said bill by renumbering section 4 to read section 5.

The report was accepted.

The reading of the amendments having commenced, on motion of Senator Noel, further reading of the amendment was dispensed with.

The amendment was adopted and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Noel, for the Committee on Banks, to whom was referred Senate Bill No. 44, An act relating to stale checks and stop orders, having considered the same, reported the same with the following amendments and recommended that the bill as amended ought to pass.

Amend the title of the bill by striking out the words "and stop orders"; so that said title as amended shall read: An act relating to stale checks.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. Amend chapter 366 of Revised Laws of New Hampshire, 1942, by inserting immediately after section 186 thereof the following additional section:

186 (a). *Stale Checks.* Where a check or other instrument, payable on demand at any bank or trust company located in this state, is presented for payment more than six months after date, such bank or trust company may, unless expressly instructed by the drawer or maker to pay the same, refuse payment thereof, and no liability shall by such action be incurred to the drawer or maker for dishonoring the instrument or check by non-payment.

The report was accepted, amendments adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Noel, for the Committee on Banks, to whom were referred:

Senate Bill No. 42, An act relating to consolidation of banks.

House Bill No. 216, An act relating to savings banks.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom were referred:

House Bill No. 93, An act relative to hunting and fishing licenses for totally disabled war veterans.

House Bill No. 124, An act relating to the use of silencing devices in the taking of game.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 297, An act relating to prohibited interests on the part of certain holders of beverage permits, having considered the same, reported the same under Joint Rule No. 6 with the following amendments and recommended that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relative to reports of delinquencies in payments of accounts in sale of beverages.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Prohibitions.* Amend chapter 170 of the Revised Laws by inserting after section 76 the following new section:

The report was accepted, amendments adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Rowell, under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Senator Rowell, for the Committee on Rules, to whom was referred the request of Raymond B. Lakeman, Sergeant-at-Arms, for leave of absence from the Senate, having considered the same, reported the same with the following resolution:

Resolved, That the request of Raymond B. Lakeman for leave of absence as Sergeant-at-Arms be denied; that the office of Sergeant-at-Arms is hereby declared vacant as of April 1, 1947, for the non-attendance of Raymond B. Lakeman; that party caucus for the nomination of a Sergeant-at-Arms and for any other elective office caused by such nomination be held on Thursday, March 27, 1947, after adjournment of the Senate; that election to fill the vacancy caused hereby shall be held on Tuesday, April 1, 1947, as a special order of business at 11:01 A. M.

CHARLES H. BARNARD,
JESSE R. ROWELL,
RAE S. LARABA,
J. GUY SMART,
EDMOND J. MARCOUX,
For the Committee.

The report of the committee was accepted.

The President requested Senator Hewitt to assume the Chair.

Senator Barnard took the floor and explained to the senators the reason for the above recommendation of the Committee on Rules.

President Barnard then assumed the Chair.

Question being stated, Shall the resolution of the Committee on Rules be adopted?

On a *viva voce* vote the affirmative prevailed, and the resolution of the committee was unanimously adopted.

Bill Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

House Bill No. 204, An act relative to taking lake trout and salmon.

JOHN P. H. CHANDLER, JR.,
For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 20, An act relative to capital stock of trust companies.

Senate Bill No. 37, An act extending the powers of the Meredith Village fire district.

Senate Bill No. 42, An act relating to consolidation of banks.

Senate Bill No. 44, An act relating to stale checks.

Senate Bill No. 51, An act relating to registration of motor vehicles of volunteer fire departments.

House Bill No. 69, An act relating to the report of the cut of forest products.

House Bill No. 93, An act relative to hunting and fishing licenses.

House Bill No. 124, An act relating to the use of silencing devices in the taking of game.

House Bill No. 216, An act relating to savings banks.

On motion of Senator Spollett the Senate adjourned.

THURSDAY, MARCH 27, 1947.

The Senate met according to adjournment.

Prayer was offered by Rev. Wm. Switzer of Windham.

Leaves of Absence

Senator Cummings was granted a leave of absence on account of illness.

Senator Chandler was granted a leave of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 97, An act relating to registration of and license to drive motor vehicles.

House Bill No. 150, An act relative to a register of charitable trusts.

House Bill No. 379, An act relative to taking wild deer in the town of Pembroke.

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House Bill No. 400, An act relating to conveyances free of the dower, curtesy, and homestead rights.

House Bill No. 401, An act providing for an equitable apportionment in certain cases of estate taxes.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 297, An act relating to prohibited interests on the part of certain holders of beverage permits.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Transportation:

House Bill No. 97, An act relating to the registration of and license to drive motor vehicles.

To the Committee on Judiciary:

House Bill No. 150, An act relative to a register of charitable trusts.

House Bill No. 400, An act relating to conveyances free of the dower, curtesy and homestead rights.

House Bill No. 401, An act providing for an equitable apportionment in certain cases of estate taxes.

To the Committee on Fisheries and Game:

House Bill No. 379, An act relative to taking wild deer in the town of Pembroke.

Introduction of Bills and Joint Resolution

Senator Bean, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill which was read a

first and second time, laid upon the table to be printed, and referred to the Committee on Finance:

Senate Bill No. 53, An act relating to the retirement system for state employees.

Senator Gamache, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Public Improvements:

Senate Bill No. 54, An act establishing the Merrimack River Valley Power Authority and defining its powers and duties.

Senator Colburn, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled joint resolution, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Claims:

Senate Joint Resolution No. 8, Joint resolution in favor of the Columbia Motor Mileage Corporation.

Committee Reports

Senator O'Malley, for the Committee on Finance, to whom were referred:

Senate Joint Resolution No. 6, Joint resolution authorizing the printing and distributing of forms for the municipal courts of the state.

House Joint Resolution No. 20, Joint resolution relating to investigating and studying the cause and prevention of serious sex crimes and the advisability of imposing mandatory sentences and more stringent supervision of offenders after their release.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions

were ordered to a third reading this afternoon at 2 o'clock.

Senator Hewitt, for the Committee on Education, to whom was referred House Bill No. 378, An act abolishing the school district of the town of Ellsworth and transferring the education of children of said town to the state board of education, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill was referred to the Committee on Finance under the rules.

Senator Green, for the Committee on Revision of Laws, to whom were referred:

House Bill No. 127, An act relating to bulky article attachments.

House Bill No. 244, An act to increase the borrowing power of the Hooksett Village water precinct.

House Bill No. 340, An act relating to aeronautics prosecutions.

House Bill No. 342, An act relating to the expenses of the board of aldermen of the city of Manchester.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Green, for the Committee on Revision of Laws, to whom was referred House Bill No. 115, An act relative to so-called write in political candidates, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the word "fourteen" where it appears in the sixth and fourteenth lines and substituting in place thereof the word four, so that said section as amended shall read:

1. *Acceptance of Nomination.* Amend section 49 of chapter 33 of the Revised Laws by adding at the end thereof the following: and shall enclose a stamped return post card containing an assent to candidacy, for the use of the candidate. A person so notified shall advise the secretary of state, in writing, of his acceptance of said nomination, said acceptance to be post marked, or filed with the secretary of state within four days from the date of mailing of such notification, otherwise he shall be deemed to have refused such nomination and his name shall not appear on the official ballot as a candidate for said office, so that said section as amended shall read as follows:

49. *Personal Notice.* In addition to publication as required by section 48 the secretary of state shall notify in writing each person of his nomination as candidate for any office for which he did not file a declaration of candidacy or primary petition, and shall enclose a stamped return post card containing an assent to candidacy, for the use of the candidate. A person so notified shall advise the secretary of state, in writing, of his acceptance of said nomination, said acceptance to be post marked, or filed with the secretary of state within four days from the date of mailing of such notification, otherwise he shall be deemed to have refused such nomination and his name shall not appear on the official ballot as a candidate for said office.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Green, for the Committee on Revision of Laws, to whom was referred Senate Bill No. 16, An act establishing a state employees' appeal commission, having considered the same, reported the same with the following amendments and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Appeal Commission.* The governor and council shall constitute a state employees' appeal commission.

Further amend said bill by striking out section 2 and renumbering sections 3, 4, 5 and 6 to read sections, 2, 3, 4 and 5, respectively.

The report was accepted, amendments adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Green, for the Committee on Revision of Laws, to whom was referred Senate Bill No. 21, An act to increase the salaries of the justices of certain municipal courts, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Salaries of Justices.* Amend Paragraph I and paragraph II of section 31 of chapter 377 of the Revised Laws by striking out said paragraphs and inserting in place thereof the following:

I. *Salaries of Justices.* Salaries of Justices of municipal courts shall be paid from the treasury of the city or town in which such courts are located, may be paid quarterly or monthly, and shall be in the following sums per annum:

In Manchester, four thousand dollars;

In Nashua, three thousand two hundred dollars;

In Concord, three thousand dollars;

In Portsmouth, one thousand eight hundred dollars;

In Dover, two thousand two hundred dollars;

In Laconia, two thousand dollars;

In Keene, two thousand dollars;

In Claremont, one thousand eight hundred dollars;

In Berlin, two thousand dollars;

In Lebanon, one thousand two hundred dollars;

In Newport, one thousand dollars;
In Exeter, one thousand dollars;
In Somersworth, one thousand dollars;
In Franklin, one thousand two hundred dollars;
In Rochester, one thousand five hundred dollars;
In Littleton, nine hundred dollars;
In Milford, six hundred dollars;
In Derry, one thousand dollars;
In Haverhill, four hundred dollars;
In Lisbon, two hundred dollars.

II. In all other towns, four hundred dollars, unless otherwise voted by the town.

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Welch, for the Committee on Labor, to whom were referred:

House Bill No. 264, An act relative to the status of employees of the state employment service as members of the state employees' retirement system.

House Bill No. 373, An act relative to unemployment compensation.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

Senate Bill No. 19, An act relative to medical service corporations.

House Bill No. 136, An act to provide a legislative service for drafting and examining bills.

House Bill No. 257, An act providing for the issuance of birth registration cards.

House Bill No. 297, An act relative to reports of delinquencies in payments of accounts in sale of beverages.

ALDEGE NOEL,
For the Committee.

Reconsideration

Senator Stafford moved that the Senate reconsider its vote whereby the resolution of the Committee on Rules in regard to Raymond B. Lakeman, Sergeant-at-Arms of the Senate, was adopted.

(Discussion ensued)

Question being stated, Shall the Senate reconsider its vote whereby the resolution offered by the Committee on Rules was adopted?

On a *viva voce* vote the negative prevailed, and the motion to reconsider was lost.

Senator Stafford wished to go on record as having voted in the affirmative.

Concurrent Resolution

On motion of Senator Rowell the following concurrent resolution was adopted:

Whereas it appears to be to the best interest of the State to improve the economic position of handicapped persons both veteran and civilian, and that any effort toward permitting our handicapped men and women to become economically self-supporting would be of great value to the individual and in the interest of the state; and

Whereas two state agencies are presently concerned with training and employment of handicapped persons in New Hampshire and some efforts are made in this

direction by private organizations which rely on individual support for effectiveness;

Now, Therefore be it Resolved by the Honorable Senate, the House of Representatives concurring, that a committee of two members on the part of the Senate to be appointed by the President of the Senate, and three members of the House of Representatives to be appointed by the Speaker of the House, review the problem of education and rehabilitation of handicapped persons to determine whether our state facilities are adequate to take full advantage of any federal program which exists, whether such state program is adequately financed, and whether legislation is required to meet this need.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills and joint resolutions were read a third time and passed:

Senate Bill No. 16, An act establishing a state employees' appeal commission.

Senate Bill No. 21, An act to increase the salaries of the justices of certain municipal courts.

Senate Joint Resolution No. 6, Joint resolution authorizing the printing and distributing of forms for the municipal courts of the state.

House Bill No. 115, An act relative to so-called write in political candidates.

House Bill No. 127, An act relating to bulky article attachments.

House Bill No. 244, An act to increase the borrowing power of Hooksett Village Water Precinct.

House Bill No. 264, An act relative to the status

of employees of the state employment service as members of the state employees' retirement system.

House Bill No. 340, An act relating to aeronautics prosecutions.

House Bill No. 342, An act relating to the expenses of the board of aldermen of the city of Manchester.

House Bill No. 373, An act relative to unemployment compensation.

House Joint Resolution No. 20, Joint resolution relating to investigating and studying the cause and prevention of serious sex crimes and the advisability of imposing mandatory sentences and more stringent supervision of offenders after their release.

On motion of Senator Noel the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10:00 o'clock, and when it adjourns Saturday morning it be to meet Tuesday morning at 11:00 o'clock.

On motion of Senator Spollett the Senate adjourned.

SATURDAY, MARCH 29, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Saturday, March 29, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,

President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, APRIL 1, 1947.

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

Announcement

President Barnard announced that he had received a letter of thanks from the Milford High School, Senior Class, which was read by the President, with the request that the letter be printed in the Journal.

March 27, 1947.

MR. CHARLES BARNARD

President of Senate

State House

Concord, New Hampshire

Dear Mr. Barnard:

May we take this opportunity to express our sincere and grateful appreciation of the many courtesies and privileges extended to us by you and the Honorable Senators during our recent visit to Concord.

The day will remain a "red letter" one for us long after we leave High School and take our places as adult citizens and legislators.

It would give us great pleasure to have you or any members of the Senate visit our project in action.

Sincerely,

Edwin F. Merrill, Jr., Pres. Warren E. Hatch

Agnes Rossi, Cl. Fred G. Ross

Rita Saraceno Richard H. Mace

Norma Hayden John Brahaney

Clifford Howland, Jr. Theresa Blanchette

Eunice Flanagan Richard Trow

Howard Cooker, Jr. Leo Flanagan

Thaddeus Stanley Arthur Morell, Jr.

Alan Deans
Robert Gagnon
Irving Hull
Clifton Willette

Edith Conley

Alice F. Herlihy, Director
John R. Clark, Headmaster

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 37, An act to encourage promotion and development in the State of New Hampshire.

House Bill No. 384, An act authorizing the Rindge school district in the town of Rindge to issue notes or bonds for school purposes and to exceed its debt limit.

House Bill No. 416, An act relative to the March meeting in the town of Bristol.

House Bill No. 429, An act legalizing the annual meeting of the Madison school district.

House Joint Resolution No. 14, Joint resolution in favor of Ralph L. Wheeler.

The message further stated that the House of Representatives had voted to adopt the following concurrent resolution, in the adoption of which it asked the concurrence of the Honorable Senate:

Mr. President:

The House of Representatives has voted to adopt the following concurrent resolution, in the adoption of which it asks the concurrence of the Honorable Senate:

Whereas, the President of the United States and the Governor of the State of New Hampshire have proclaimed the week of April 6th Army Week, and

Whereas, the General Court of the State of New Hampshire deems it fitting and proper that suitable recognition should be given of the importance of our Army in the critical days in which we now live,

Therefore, be it Resolved by the House of Representatives, the Senate concurring, that special exercises be held in joint convention at 10:15 A. M. on Tuesday, April 8, 1947, and that Brigadier General Charles F. Bowen be invited to address the joint convention upon that occasion and that his special committee in the celebration of Army Week be invited to attend with him.

On motion of Senator Daniel the Senate voted to concur in the adoption of the concurrent resolution.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Finance:

House Bill No. 37, An act to encourage promotion and development in the State of New Hampshire.

To the Committee on Judiciary:

House Bill No. 384, An act authorizing the Rindge School District in the town of Rindge to issue notes or bonds for school purposes and to exceed its debt limit.

House Bill No. 429, An act legalizing the annual meeting of the Madison School District.

To the Committee on Revision of Laws:

House Bill No. 416, An act relative to the March meeting in the town of Bristol.

To the Committee on Claims:

House Joint Resolution No. 14, Joint resolution in favor of Ralph L. Wheeler.

Introduction of Bill

Senator Colburn, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Public Improvements:

Senate Bill No. 55, An act relative to the Groton Road Route No. 111-A in the city of Nashua.

Committee Reports

Senator Laraba, for the Committee on Judiciary, to whom was referred Senate Bill No. 41, An act relating to the capital reserve fund act, having considered the same, reported the same with the following amendments and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by inserting after the word "act" in the eleventh line the following sentence: Funds so received may, if so voted, be used to retire existing indebtedness as well as for the purposes specified in section 1, so that said section as amended shall read as follows:

1. *Funds Received from the United States.* Amend chapter 160, Laws of 1943 as amended by chapter 35, Laws of 1945, and chapter 8, Laws of 1947 by inserting after section 4 the following new section: 4-A. *Funds Received in Eminent Domain Proceedings.* Any town, school district, village district or county which may receive funds from the United States or any agency thereof in eminent domain proceedings for the taking of its property or other public facilities or in settlement for such taking or of claims for damages to its property or other public facilities, may vote to use said funds, under a proper article in the warrant in the case of a town, school district or village district

or by vote of the county delegation in the case of a county, to establish a capital reserve fund under this act. Funds so received may, if so voted, be used to retire existing indebtedness as well as for the purposes specified in section 1. In cases in which the United States or any agency thereof shall acquire a flowage easement in highways or bridges under the jurisdiction of a town, the town, if it votes to establish a capital reserve fund out of the funds received therefor from the United States or any agency thereof, may use such fund not only for capital improvements and capital expenditures as provided in section 1, but also for the maintenance, repair and reconstruction of the particular highways and bridges in which easements have been acquired or of such highways and bridges as may be provided in substitution therefor.

Further amend said bill by inserting after section 1 the following new section:

2. *Transfer of Capital Reserve Funds.* Amend chapter 160 of the Laws of 1943 as amended by chapter 35, Laws of 1945 and chapter 8, Laws of 1947, by inserting after section 8 the following new sections:

8-a. *Payments from Surplus.* Whenever any town shall have voted to transfer any accumulated surplus to the capital reserve fund, the town clerk shall forward to the board of selectmen and to the town treasurer, within ten days of the adoption of such vote, a certified copy of the same; and, thereupon, the selectmen shall draw an order on the town treasurer for the amount of surplus set forth in said vote; and the town treasurer shall on receipt of said order immediately transfer to the trustees of trust funds of said town the amount specified in said order.

8-b. Whenever the vote of the town is to raise and appropriate any sum for the capital reserve fund, the same duties shall devolve upon the town clerk, selectmen, and town treasurer, as specified in section 8-a,

except that said order must be drawn, and said sum transferred on or before December 31st following said vote.

8-c. When a capital reserve fund is established by a school or village district, the same duties shall devolve upon the clerk of the school or village district, the members of the school board or the commissioners of the village district, the treasurer of the school district or the treasurer of the village district, as are prescribed in sections 8-a and 8-b for the corresponding town officers.

8-d. *Penalty.* Any of the above officers failing to perform the duties above set forth, shall be liable, upon conviction, to a fine of five dollars for every week said failure shall continue.

Further amend said bill by striking out section 2, re-numbering and inserting in place thereof the following:

3. *Takes Effect.* Section 1 shall take effect upon passage of this act. Section 2 shall take effect March 1, 1948.

The report was accepted, amendments adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 69, An act relating to the report of the cut of forest products, having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the words "state forestry department" in the seventh line and inserting in place thereof the words, "forestry and recreation commission."

The report was accepted, amendment adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 124, An act relating to the use of silencing devices in the taking of game, having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by striking out the first two lines and inserting in place thereof the following:

1. *Taking Game.* Amend chapter 241 of the Revised Laws by adding after Section 3 the following new section: 3-A. *Silencing Devices.* No person shall sell, offer for sale, use, have in his possession

The report was accepted, amendment adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 216, An act relating to savings banks, having considered the same, reported the same with the following amendments and recommended that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following: An act relating to trustees and officers of savings banks.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following: 1. *Salaries.* Section 5 of chapter 309 of the Revised Laws relative to limitation on salaries of officers and employees of savings banks is hereby repealed.

Further amend said bill by striking out section 2 and by renumbering section 3 to read section 2.

The report was accepted, amendments adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendments.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolution:

House Bill No. 93, An act relative to hunting and fishing licenses for totally disabled war veterans.

House Bill No. 121, An act relative to protection from adulterated and misbranded foods.

House Bill No. 127, An act relating to bulky article attachments.

House Bill No. 264, An act relative to the status of employees of the state employment service as members of the state employees' retirement system.

House Bill No. 340, An act relating to aeronautics prosecutions.

House Bill No. 342, An act relating to expenses of the board of aldermen of the city of Manchester.

House Bill No. 373, An act relative to unemployment compensation.

Senate Bill No. 15, An act relating to neglect of children.

Senate Bill No. 29, An act relative to reports to board of probation relative to delinquency of children.

Senate Bill No. 32, An act relating to the jurisdiction of municipal courts.

House Joint Resolution No. 20, Joint resolution relating to investigating and studying the cause and prevention of serious sex crimes and the advisability of imposing mandatory sentences and more stringent supervision of offenders after their release.

ALDEGE NOEL,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

The House of Representatives has voted to adopt the following concurrent resolution, in the adoption of which it asks the concurrence of the Honorable Senate:

STATE OF NEW HAMPSHIRE
HOUSE OF REPRESENTATIVES

*In the year of Our Lord
One thousand nine hundred and forty-seven*

CONCURRENT RESOLUTION

Ratifying a proposed amendment to the Constitution of the United States of America.

Whereas, both houses of the eightieth Congress of the United States of America, by a constitutional majority of two-thirds thereof, have made the following proposition to amend the Constitution of the United States of America, in the following words, to wit:

“JOINT RESOLUTION

“Proposing an amendment to the Constitution of the United States relating to the terms of office of the President.

“*Resolved* by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein), That the following article is hereby proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as part of the Constitution when ratified by the legislatures of three-fourths of the several States:

“ARTICLE—

“Section 1. No person shall be elected to the office of the President more than twice, and no person who has held the office of President, or acted as President,

for more than two years of a term to which some other person was elected President shall be elected to the office of the President more than once. But this Article shall not apply to any person holding the office of President when this Article was proposed by the Congress, and shall not prevent any person who may be holding the office of President, or acting as President, during the term within which this Article becomes operative from holding the office of President or acting as President during the remainder of such term.

“Section 2. This article shall be inoperative unless it shall have been ratified as an amendment to the Constitution by the legislatures of three-fourths of the several States within seven years from the date of its submission to the States by the Congress.”

Therefore, Be It Resolved by the House of Representatives of the State of New Hampshire, the Senate concurring: That the said proposed amendment to the Constitution of the United States of America be, and the same is hereby ratified by the legislature of the State of New Hampshire.

That certified copies of this preamble and concurrent resolution be forwarded by His Excellency the Governor to the Secretary of State at Washington, to the presiding officer of the United States Senate, and to the Speaker of the House of Representatives of the United States.

Senator Laraba moved that the Senate concur in the adoption of the foregoing concurrent resolution.

(Discussion ensued)

The question being stated: Shall the concurrent resolution be adopted?

On a *viva voce* vote the affirmative prevailed.

Senator Kelley demanded a roll call.

Roll Call

The following named senators voted in the affirmative: Senators Cummings, Green, Welch, Hewitt, Stafford, Gay, Rowell, Batchelor, Sawyer, Colburn, Morgan, Bean, Gamache, Smart, Butman, Spollett, Laraba.

The following named senators voted in the negative: Senators Kelley, Chandler, Noel, O'Malley, Daniel.

Seventeen senators having voted in the affirmative, and five senators having voted in the negative, the affirmative prevailed, and the concurrent resolution was adopted.

Senator Laraba requested the use of the Senate Chamber for a public hearing by the Committee on Judiciary on Tuesday, April 8, at 2 o'clock, on House Bill No. 2, An act relative to qualifications for jury service.

Special Order

Senator Rowell called for the special order, it being the election of a Sergeant-at-Arms for the Senate for the balance of the legislative session.

On motion of Senator Rowell, seconded by Senator Welch, the Clerk was instructed to cast one ballot for the election of John S. Ball to the office of Sergeant-at-Arms.

John S. Ball appeared and was duly sworn to the office by the President of the Senate.

On motion of Senator Laraba the following resolution was adopted:

Resolved, That the President be authorized to appoint an assistant messenger and to fill any vacancy caused thereby.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

WEDNESDAY, APRIL 2, 1947

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Third Readings

The following entitled bill was read a third time and passed:

Senate Bill No. 41, An act relating to the Capital Reserve Fund Act.

Senator Hewitt introduced the associate editor of his newspaper to the membership of the Senate.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, APRIL 2, 1947.

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 234, An act relative to limitation on amount of fraternal benefit society payments.

House Bill No. 282, An act relative to the provisions of policies of group health and accident insurance.

House Bill No. 285, An act to amend the tobacco tax act, so-called.

House Bill No. 361, An act legalizing the biennial election held in the town of Atkinson, November 5, 1946.

House Bill No. 372, An act relating to the appeal tribunals of the unemployment compensation division.

House Bill No. 391, An act relative to additional lighting equipment for motor vehicles.

House Bill No. 392, An act relative to spot lamp and auxiliary lamps for motor vehicles.

House Bill No. 393, An act relative to projecting loads on motor vehicles.

House Bill No. 394, An act relative to lamps on motor vehicle tractors.

House Bill No. 398, An act relative to suspension of licenses to take lobsters and crabs.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills sent down from the Honorable Senate:

Senate Bill No. 29, An act relative to reports to board of probation relative to delinquency of children.

Senate Bill No. 32, An act relating to the jurisdiction of municipal courts.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the adoption of the following concurrent resolution:

Whereas it appears to be to the best interest of the State to improve the economic position of handicapped persons both veteran and civilian, and that any effort toward permitting our handicapped men and women to become economically self-supporting would be of great value to the individual and in the interest of the state; and

Whereas two state agencies are presently concerned with training and employment of handicapped persons in New Hampshire and some efforts are made in this direction by private organizations which rely on individual support for effectiveness;

Now, Therefore be it Resolved by the Honorable Senate, the House of Representatives concurring, that a committee of two members on the part of the Senate to be appointed by the President of the Senate, and three members of the House of Representatives to be

appointed by the Speaker of the House, review the problem of education and rehabilitation of handicapped persons to determine whether our state facilities are adequate to take full advantage of any federal program which exists, whether such state program is adequately financed, and whether legislation is required to meet this need.

The Speaker appointed as members of such committee on the part of the House, Mrs. Danforth of Manchester, Messrs. Freese of Pittsfield and Elwell of Exeter.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 115, An act relative to so-called write in political candidates.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Insurance:

House Bill No. 234, An act relative to limitation on amount of fraternal benefit society payments.

House Bill No. 282, An act relative to the provisions of policies of group health and accident insurance.

To the Committee on Judiciary:

House Bill No. 285, An act to amend the tobacco tax act, so-called.

To the Committee on Revision of Laws:

House Bill No. 361, An act legalizing the biennial election held in the town of Atkinson, November 5, 1946.

To the Committee on Labor:

House Bill No. 372, An act relating to the appeal tribunals of the unemployment compensation division.

To the Committee on Transportation:

House Bill No. 391, An act relative to additional lighting equipment for motor vehicles.

House Bill No. 392, An act relative to spot lamps and auxiliary lamps for motor vehicles.

House Bill No. 393, An act relative to projecting loads on motor vehicles.

House Bill No. 394, An act relative to lamps on motor vehicle tractors.

To the Committee on Fisheries and Game:

House Bill No. 398, An act relative to suspension of licenses to take lobsters and crabs.

Introduction of Bills

Senator O'Malley, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Insurance:

Senate Bill No. 56, An act relating to licenses for agents of unlicensed companies.

Senator Smart, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 57, An act establishing a state tree for New Hampshire.

Senator Noel, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Banks:

Senate Bill No. 58, An act repealing the charter of Citizens Guaranty Savings Bank.

Committee Reports

Senator Laraba, for the Committee on Judiciary, to whom were referred:

House Bill No. 149, An act relating to the homestead right.

House Bill No. 315, An act to prevent unfair competition between utilities.

House Bill No. 191, An act relating to penalty concerning obscene literature.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Laraba, for the Committee on Judiciary, to whom was referred House Bill No. 193, An act relating to the power of cities and towns to install parking meters, having considered the same, reported the same with the following amendments and recommended that the bill as amended ought to pass.

Amend said bill by adding after section 2 the following new section:

3. *Exeter Police Commission.* The police commission of the town of Exeter shall have the same powers as are granted to city councils of cities under the provisions of section 1. The provisions of section 1 requiring authorization of the installation of parking meters and of the fixing of reasonable charges by vote at a legal town meeting shall not apply to the town of Exeter. The provisions of section 2 hereof shall apply to the town of Exeter.

Further amend said bill by renumbering section 3 to read section 4.

The report was accepted, amendments adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Laraba, for the Committee on Judiciary, to

whom was referred House Bill No. 377, An act establishing a commission on uniform state laws, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

Senator Daniel, for the Committee on Military Affairs, to whom was referred House Bill No. 145, An act relating to qualifications for bonus, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Daniel, for the Committee on Military Affairs, to whom was referred House Bill No. 54, An act relating to the New Hampshire War Records Committee, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

Senator Daniel, for the Committee on Military Affairs, to whom was referred House Bill No. 164, An act relative to military leave, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by adding after the word "fifteen" in line eight, the word calendar, so that said section as amended shall read:

1. *Military Leave.* Any employee of the state of New Hampshire, who is a member of the military or naval forces of the state or nation in an active or reserve status, shall upon request be entitled to not more than fifteen calendar days leave of absence without pay in any one calendar year or one twelve months period for the purpose of military drill, training or other duty under military or naval authority.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

The undersigned members of the Joint Committee on Agriculture and Public Health, to whom was referred House Bill No. 159, An act changing the milk fat content in commercial ice cream, having considered the same, reported the same without amendment and recommended its passage.

J. WESLEY COLBURN,
AUGUSTUS F. BUTMAN,
CHARLES E. DANIEL,
ALDEGE A. NOEL,
EARL S. HEWITT,

For the Committee.

The undersigned members of the Joint Committee on Agriculture and Public Health, to whom was referred House Bill No. 159, An act changing the milk fat content in commercial ice cream, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

J. GUY SMART,
FRED E. GREEN,
JASON C. SAWYER,
ASA H. MORGAN,
DORIS M. SPOLLETT,

For the Committee.

The reports were accepted.

Senator Morgan moved that the resolution, Inexpedient to legislate, be substituted for the recommendation, Ought to pass, and with that motion pending, that the bill, with the accompanying reports, be laid upon the table and be made a special order for Tuesday, April 8, at 11:01.

On a *viva voce* vote the negative prevailed and the foregoing motion was lost.

Senator Sawyer moved that the bill, with the accompanying reports, be recommitted to the Joint Committee on Agriculture and Public Health for purposes of amendment.

On a *viva voce* vote the negative prevailed and the foregoing motion was lost.

The question being stated, Shall the resolution inexpedient to legislate be substituted for the recommendation ought to pass?

(Discussion ensued)

The question again being stated.

Senator Spollett demanded a roll call.

Roll Call

The Clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Green, Welch, Stafford, Gay, Sawyer, Morgan, Smart, Spollett and Laraba.

The following named senators voted in the negative: Senators Kelley, Cummings, Hewitt, Rowell, Chandler, Batchelor, Colburn, Noel, Bean, Gamache, O'Malley, Daniel, Marcoux and Butman.

Nine senators having voted in the affirmative, and fourteen senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

Question being on the second reading of the bill.

Senator Sawyer offered the following amendments:

Amend line 16 of page two by inserting after the word fat the words "for the period from April 1, 1947 to April 1, 1949, after which it shall contain not less than fourteen per cent of milk fat."

Amend line 19 by adding to the end of the sentence after the words per cent, the word "for the period

from April 1, 1947 to April 1, 1949, after which such fat content shall not be less than twelve per cent."

(Discussion ensued)

On a *viva voce* vote the negative prevailed, and the amendments were not adopted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 159, An act changing the milk fat content in commercial ice cream.

Senator Kelley moved that the Senate reconsider its vote whereby the above entitled bill passed.

On a *viva voce* vote the negative prevailed and the motion to reconsider was lost.

House Bill No. 145, An act relating to qualifications for bonus.

House Bill No. 149, An act relating to the homestead right.

House Bill No. 164, An act relative to military leave.

House Bill No. 191, An act relating to penalty concerning obscene literature.

House Bill No. 193, An act relating to the power of cities and towns to install parking meters.

House Bill No. 315, An act to prevent unfair competition between utilities.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, APRIL 3, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senators Hewitt and Chandler were granted leaves of absence on account of important business.

Announcements

President Barnard announced, in accordance with a previous resolution adopted by the Senate, the appointment of Earl J. Pollard as assistant messenger and Jesse F. Young of Concord as telephone messenger.

Earl J. Pollard and Jesse F. Young appeared and were duly sworn to their respective offices by the President.

In accordance with the concurrent resolution adopted by the Senate and House of Representatives in connection with a committee to review the adequacy of state facilities for the education and rehabilitation of handicapped persons, the President appointed as members of such committee on the part of the Senate, Senators Rowell and Hewitt.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 3, An act requiring a new registration of voters in the city of Portsmouth.

House Bill No. 71, An act relating to check lists.

House Bill No. 116, An act repealing provisions relative to temporary disqualification of supervisors of the check list.

House Bill No. 425, An act relative to dealers in trailers, semi-trailers, and tractors.

House Bill No. 426, An act to establish monthly return days in the superior court.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 51, An act relative to registration of motor vehicles of volunteer fire departments.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 69, An act relating to the report of the cut of forest products.

House Bill No. 124, An act relating to the use of silencing devices in the taking of game.

House Bill No. 216, An act relating to savings banks.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Judiciary:

House Bill No. 3, An act requiring a new registration of voters in the city of Portsmouth.

House Bill No. 426, An act to establish monthly return days in the superior court.

To the Committee on Elections:

House Bill No. 71, An act relating to checklists.

House Bill No. 116, An act repealing provisions relative to temporary disqualifications of supervisors of the checklist.

To the Committee on Transportation:

House Bill No. 425, An act relative to dealers in trailers, semi-trailers and tractors.

Committee Reports

Senator Gamache, for the Committee on Claims and Incorporations, to whom was referred House Bill No. 29, An act to repeal the charter of Mills Cemetery Association, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at 2 o'clock.

Senator Gamache, for the Committee on Claims and Incorporations, to whom was referred House Joint Resolution No. 7, Joint resolution in favor of the town of Hooksett, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the joint resolution referred to the Committee on Finance under the rules.

Senator Gamache, for the Committee on Claims and Incorporations, to whom was referred Senate Joint Resolution No. 7, Joint resolution in favor of Ernest Beaulac, having considered the same, reported the same with the following amendment and recommended that the joint resolution as amended ought to pass.

Amend the joint resolution by striking out the words and figures "One Hundred Fifty (\$150.00) Dollars" in the first line and substituting in place thereof the words and figures, Two Hundred Thirty-Four and Fifty-Three one hundredths (\$234.53) Dollars; so that said joint resolution as amended shall read:

That the sum of Two Hundred Thirty-Four and Fifty-Three one hundredths (\$234.53) Dollars, is hereby appropriated to Ernest Beaulac of Berlin to compensate him for damages caused to his automobile as

THURSDAY, APRIL 3, 1947

a result of an accident occurring on March 30, 1945, on the State Highway in Pinkham Notch due to the presence of a tree across the highway which was being handled by a crew of the Highway Department of the State. Said sum hereby appropriated shall be a charge upon the State Highway Fund.

The report was accepted, amendment adopted, and the joint resolution as amended was referred to the Committee on Finance under the rules.

Senator Gamache requested the use of the Senate Chamber for a public hearing on Wednesday, April 9, for the Committee on Public Improvements, which was granted.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 69, An act relating to reports of the cut of forest products.

House Bill No. 124, An act relating to the use of silencing devices in the taking of game.

House Bill No. 216, An act relating to trustees and officers of savings banks.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading

The following entitled bill was read a third time and passed:

House Bill No. 29, An act to repeal the charter of Mills Cemetery Association.

On motion of Senator Noel the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10:00 o'clock and when it adjourns Saturday morning it be to meet Tuesday morning at 11:00 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, APRIL 5, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Saturday, April 5, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, APRIL 8, 1947.

The Senate met according to adjournment.

Leave of Absence

Senator Laraba was granted a leave of absence on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 94 (in new draft), An act relating to the pollution of water and the disposal of sewage, industrial wastes and other wastes.

House Bill No. 225, An act relative to the reconstruction of the Hampton Harbor toll bridge.

House Bill No. 424, An act relating to tax collector's deeds.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 164, An act relative to military affairs.

House Bill No. 193, An act relating to the power of cities to install parking meters.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Public Health:

House Bill No. 94 (in new draft), An act relating to the pollution of water and the disposal of sewage, industrial wastes and other wastes.

On motion of Senator Noel the order whereby House Bill No. 94 (in new draft) was referred to the Committee on Public Health, was vacated, and the above entitled bill was referred to the Joint Committee on Finance and Public Health.

To the Committee on Coastwise Improvements:

House Bill No. 225, An act relative to the reconstruction of the Hampton Harbor toll bridge.

To the Committee on Judiciary:

House Bill No. 424, An act relating to tax collector's deeds.

Committee Reports

Senator O'Malley, for the Committee on Finance, to whom were referred:

Senate Bill No. 49, An act relative to payment of small retirement allowances.

House Bill No. 203, An act providing for a constitutional convention.

House Bill No. 378, An act abolishing the school district of the town of Ellsworth and transferring the education of children of said town to the State Board of Education.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred Senate Bill No. 53, An act relating to the retirement system for state employees, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend the bill by striking out all after the enacting clause and substituting therefor the following:

1. *State Employee Members.* Amend paragraph I of section 11 of chapter 183 of the Laws of 1945 by striking out said paragraph and inserting in place thereof the following:

11. *Administration I.* The administration of this system is hereby vested in a board of five trustees to

be appointed by the governor with the advice and consent of the council. Three trustees, to be known as the non-member trustees, shall be qualified persons with business experience who shall not be members of the system. Two trustees, to be known as the member trustees, shall be appointed from a panel of five names to be selected by the New Hampshire State Employees' Association from among the employees of the state. A panel of five employees shall be named by said association and filed with the secretary of state in advance of each such appointment. All vacancies shall be filled for the unexpired term and in like manner as the original appointments. Said trustees shall be appointed for a term of five years each and until their successors are appointed and qualified, provided, however, that for the first appointments the three non-member trustees shall be appointed for terms of one, three and five years respectively, and the two member trustees shall be appointed for terms of two and four years respectively. The governor shall designate the chairman of said board of trustees.

2. Amend paragraph III of section 11 of chapter 183 of the Laws of 1945 by striking out said paragraph and inserting in place thereof the following:

The non-member trustees shall receive the sum of eight dollars per day for each day they are actually employed in the performance of their duties under this chapter; and all trustees shall be reimbursed their necessary expenses incurred in connection with their duties.

3. *Takes Effect.* This act shall take effect upon its passage.

The reading of the amendment having begun, on motion of Senator Bean further reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and

the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Daniel, for the Committee on Agriculture, to whom was referred House Bill No. 184, An act relating to inspection of apiaries, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 7 of the bill by inserting after the word "blossoms" at the end of said section the following: And provided further, that the commissioner of agriculture may permit the use of specific materials for fruit blossom thinning sprays after consultation with the research staff of the New Hampshire Agricultural Experiment Station. The commissioner of agriculture shall cause to be published annually in April in the Weekly Market Bulletin a list of approved blossom thinning materials. So that said section as amended shall read:

7. Amend section 43 of chapter 223 of the Revised Laws by striking out said section and inserting in place thereof the following: 43. *Spraying Trees, When Prohibited.* It shall be unlawful to use any poisonous material in the form of spray or dust upon fruit trees, shade trees, or shrubs that are in blossom; provided, that such poisonous material may be used prior to the opening of the blossoms and after the petals have fallen from ninety per cent of the blossoms. And provided further, that the commissioner of agriculture may permit the use of specific materials for fruit blossom thinning sprays after consultation with the research staff of the New Hampshire Agricultural Experiment Station. The commissioner of agriculture shall cause to be published annually in April in the Weekly Market Bulletin a list of approved blossom thinning materials.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Daniel, for the Committee on Agriculture, to whom were referred:

House Bill No. 321, An act providing for the licensing of livestock dealers and livestock auctions or sales rings.

House Bill No. 324, An act relating to the protection of the dairy industry.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 145, An act relating to qualifications for bonus, having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the word "during" in the 5th line, by striking out the words "or more" in the 9th line and by inserting before the word "ninety" in the 8th line, the words, more than.

The report was accepted, amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 115, An act relative to so-called write-in political candidates.

House Bill No. 149, An act relating to the home-stead right.

House Bill No. 191, An act relating to penalty concerning obscene literature.

House Bill No. 244, An act to increase the borrowing power of the Hooksett Village water precinct.

ALDEGE NOEL,
For the Committee.

Bill Recalled from Governor

On motion of Senator Kelley the following resolution was adopted:

Resolved, That His Excellency, the Governor, be requested to return to the Senate for further consideration the following entitled bill:

House Bill No. 315, An act to prevent unfair competition between utilities.

Bill Returned from the Governor

Pursuant to the above request, His Excellency, the Governor, returned House Bill No. 315, An act to prevent unfair competition between utilities.

On motion of Senator Kelley the rules were so far suspended as to allow reconsideration of the vote on the above entitled bill.

On motion of the same senator the Senate voted to reconsider the vote whereby the bill passed.

On motion of the same senator the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

On motion of the same senator the Senate voted to recommit the bill to the Committee on Judiciary for further consideration.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 49, An act relative to payment of small retirement allowances.

Senate Bill No. 53, An act relating to the retirement system for state employees.

House Bill No. 184, An act relating to inspection of apiaries.

House Bill No. 203, An act providing for a constitutional convention.

House Bill No. 321, An act providing for the licensing of livestock dealers and livestock auctions or sales rings.

House Bill No. 324, An act relating to the protection of the dairy industry.

House Bill No. 378, An act abolishing the school district of the town of Ellsworth and transferring the education of children of said town to the State Board of Education.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, APRIL 9, 1947.

The Senate met according to adjournment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the fol-

lowing entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 364, An act relating to institutional guardians.

House Bill No. 428, An act legalizing the election of officers at the annual meeting of the town of Boscawen, held March 11, 1947.

House Bill No. 430, An act legalizing certain proceedings at the annual meeting of the town of Bennington, March 11, 1947.

The message further stated that the House of Representatives had voted to adopt the following concurrent resolution, in the adoption of which it asks the concurrence of the Honorable Senate:

Whereas, the National Commander of the Veterans of Foreign Wars of the United States, Louis E. Starr, will on April 15th next, make an official visitation to the Department of New Hampshire, Veterans of Foreign Wars, therefore,

Be It Resolved, by the House of Representatives, the Senate concurring, that Commander-in-Chief Starr be invited to address the joint convention of the House and Senate at 11:01 A. M. on that date.

On motion of Senator Daniel, the Senate voted to concur in the concurrent resolution sent up from the House of Representatives.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following House Bill, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 51, An act relative to registration of motor vehicles of volunteer fire departments.

Amend section 1 of said bill by striking out line 8.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Rowell the Senate concurred in the adoption of the amendments.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Revision of Laws:

House Bill No. 364, An act relating to institutional guardians.

House Bill No. 428, An act legalizing the election of officers at the annual meeting of the town of Boscawen, held March 11, 1947.

House Bill No. 430, An act legalizing certain proceedings at the annual meeting of the town of Bennington, March 11, 1947.

On motion of Senator Batchelor, printing of House Bills Nos. 428 and 430 was dispensed with.

Introduction of Bills

Senator O'Malley, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 59, An act relating to clerk hire in the office of the sheriff for Hillsborough County.

Senator Batchelor, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Fisheries and Game:

Senate Bill No. 60, An act regarding the closing of certain lakes and ponds for fishing.

Committee Reports

Senator Green, for the Committee on Revision of Laws, to whom were referred:

Senate Bill No. 40, An act relative to the appointment of highway agents.

Senate Bill No. 43, An act legalizing the proceedings at the school meeting in the town of Jaffrey held on March 10, 1947.

Senate Bill No. 48, An act relative to compensation of special justices of the municipal courts of Manchester and Nashua.

House Bill No. 313, An act relative to the filing of inventory blanks in the annual invoicing of polls and taxable property.

House Bill No. 361, An act legalizing the biennial election held in the town of Atkinson, November 5, 1946.

House Bill No. 416, An act relative to the March meeting in the town of Bristol.

House Bill No. 429, An act legalizing the annual meeting of the Madison school district.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Kelley, for the Committee on Transportation, to whom were referred:

House Bill No. 97, An act relating to registration of and license to drive motor vehicles.

House Bill No. 265, An act relative to operating regulations for boats and outboard motors on public waters.

House Bill No. 390, An act relative to reflector-type flares for trucks and tractors.

House Bill No. 391, An act relative to additional lighting equipment for motor vehicles.

House Bill No. 392, An act relative to spot lamp and auxiliary lamps for motor vehicles.

House Bill No. 393, An act relative to projecting loads on motor vehicles.

House Bill No. 394, An act relative to lamps on motor vehicle tractors.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Kelley, for the Committee on Transportation, to whom was referred House Bill No. 187, An act relative to motor vehicle registration fees, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Stafford the bill, with the accompanying report, was recommitted to the Committee on Transportation.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 29, An act to repeal the charter of Mills Cemetery Association.

House Bill No. 159, An act changing the milk fat content in commercial ice cream.

House Bill No. 193, An act relating to the power of cities and towns to install parking meters.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Noel permission was granted for use of the Senate Chamber for a public hearing by the Joint Committee on Finance and Public Health on House Bill No. 94, An act relating to the pollution of water and the disposal of sewage, industrial wastes and other wastes, on Tuesday, April 15, at 1:00 o'clock.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 40, An act relative to the appointment of highway agents.

Senate Bill No. 43, An act legalizing the proceedings at the school meeting in the town of Jaffrey held on March 10, 1947.

Senate Bill No. 48, An act relative to compensation of special justices of the municipal courts of Manchester and Nashua.

House Bill No. 97, An act relating to registration of and license to drive motor vehicles.

House Bill No. 265, An act relative to operating regulations for boats and outboard motors on public waters.

House Bill No. 313, An act relative to the filing of inventory blanks in the annual invoicing of polls and taxable property.

House Bill No. 361, An act legalizing the biennial election held in the town of Atkinson, November 5, 1946.

House Bill No. 390, An act relative to reflector-type flares for trucks and tractors.

House Bill No. 391, An act relative to additional lighting equipment for motor vehicles.

House Bill No. 392, An act relative to spot lamp and auxiliary lamps for motor vehicles.

House Bill No. 393, An act relative to projecting loads on motor vehicles.

House Bill No. 394, An act relative to lamps on motor vehicle tractors.

House Bill No. 416, An act relative to the March meeting in the town of Bristol.

House Bill No. 429, An act legalizing the annual meeting of the Madison school district.

The President declared a fifteen minute recess.

Recess

The Senate re-assembled.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, APRIL 10, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senators Hewitt, Chandler, Gamache and Butman were granted leaves of absence on account of important business.

Senator Laraba was granted a leave of absence on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 262, An act relative to required equipment for motor vehicles and the use of so-called stickers on windshields.

House Bill No. 375, An act limiting the liability of portions of the school district of Charlestown towards maintenance of schoolhouses to those within their own limits.

House Bill No. 380, An act relating to a state fish and game refuge on Bear Brook area.

House Bill No. 417, An act relating to coasting.

House Bill No. 427, An act relative to the open season and bag limit on pheasants.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 145, An act relating to qualifications for bonus.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following bills, with amendments, in the passage of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 16, An act establishing a state employees' appeal commission.

Amend said bill by striking out section 2 and inserting in place thereof the following:

2. *Appeal.* Except for those employees who are subject to the merit system plan, any regular classified state employee who is discharged from his employment with the state may appeal to the commission provided by section 1 for a review of his case and for reinstatement. Said commission shall hold a public hearing on said appeal. The governor may summon witnesses to appear at such hearing as provided in section 12, chapter 27, Revised Laws.

Further amend said bill by striking out section 3 and renumbering sections 4 and 5 to read 3 and 4.

On motion of Senator Batchelor the Senate voted to concur in the amendment to the above entitled bill, sent up from the House of Representatives.

Senate Bill No. 41, An act relating to the capital reserve fund act.

Amend said bill by striking out section 3 and inserting in place thereof the following:

3. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Rowell the Senate voted to concur in the amendment to the above entitled bill, sent up from the House of Representatives.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Transportation:

House Bill No. 262, An act relative to required equipment for motor vehicles and the use of so-called stickers on windshields.

To the Committee on Education:

House Bill No. 375, An act limiting the liability of portions of the school district of Charlestown towards maintenance of schoolhouses to those within their own limits.

To the Committee on Fisheries and Game:

House Bill No. 380, An act relating to a state fish and game refuge on Bear Brook area.

House Bill No. 427, An act relative to the open season and bag limit on pheasants.

To the Committee on Revision of Laws:

House Bill No. 417, An act relating to coasting.

Committee Reports

Senator Morgan, for the Committee on Public Improvements, to whom were referred:

Senate Bill No. 46, An act relative to the Lee Hook Road in the towns of Lee, Durham and Newmarket.

Senate Bill No. 55, An act relative to the Groton Road Route No. 111A in the City of Nashua.

House Bill No. 273, An act relative to designation of certain roads in the towns of Amherst, Merrimack, Litchfield and Londonderry.

House Bill No. 306, An act relative to construction of a certain road in the town of Greenfield.

House Bill No. 331, An act relative to Mountain Avenue in the towns of Northwood and Deerfield.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred House Bill No. 379, An act relative to taking wild deer in the town of Pembroke, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred House Bill No. 398, An act relative to suspension of license to take lobsters and crabs, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee adopted.

Senator Gay, for the Committee on Judiciary, to whom were referred:

House Bill No. 150, An act relative to a register of charitable trusts.

House Bill No. 384, An act authorizing the Rindge School District in the town of Rindge to issue notes or bonds for school purposes, and to exceed its debt limit.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Gay, for the Committee on Judiciary, to whom were referred:

House Bill No. 255, An act relative to prior service credits for state employees who were in the armed services of the United States.

House Bill No. 301, An act providing for the perambulation of the Maine and New Hampshire boundary line.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the above entitled bills were referred to the Committee on Finance, under the rules.

Senator Gay, for the Committee on Judiciary, to whom was referred House Bill No. 315, An act to prevent unfair competition between utilities, having considered the same, reported the same with the following amendments and recommended that the bill, as amended, ought to pass.

Amend the bill by striking out the word "a" in the third line and inserting in place thereof the words, an electric service.

Further amend the bill by adding after the word "station" in the fifth line, the word, electric, so that said section as amended shall read as follows:

1. *Public Utilities.* Amend chapter 289 of the Revised Laws by inserting after section 21 the following new section: 21-a. *Restrictions.* No public

utility shall construct an electric service line to serve any consumer where the property to be served is within one thousand feet of existing central service station electric line or lines of another public utility, without first having obtained the permission and approval of the commission. Cooperative marketing associations, as defined in chapter 273 of the Revised Laws, shall, for the purposes of the first sentence of this section be regarded as public utilities and subject to the jurisdiction of the commission. Provided, however, that such permission and approval need not be obtained for a public utility to extend or build a central service station line to serve a consumer within the area in which it is authorized to do business if no line of a cooperative marketing association is within one thousand feet of such consumer.

The Clerk proceeded to read the amendments.

On motion of Senator Kelley, further reading of the amendments was dispensed with.

The report was accepted, amendments adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Gay, for the Committee on Judiciary, to whom was referred House Bill No. 399, An act relating to the construction and financing of a water system for the town of Winchester, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Bonds and Notes.* For the purpose of providing funds for the water system, as authorized by section 1, the town of Winchester is hereby authorized and empowered to issue on the credit of the town serial bonds or notes to an amount not to exceed two hun-

dred and fifty-five thousand dollars. Said serial bonds or notes shall be due and payable, not more than thirty years from their date of issue, in such manner as is provided by chapter 72 of the Revised Laws, as amended by chapter 5, Laws of 1947.

The Clerk proceeded to read the amendment.

On motion of Senator Gay, further reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 145, An act relating to qualifications for bonus.

House Bill No. 203, An act providing for a constitutional convention.

House Bill No. 265, An act relative to operating regulations for boats and outboard motors on public waters.

House Bill No. 324, An act relating to the protection of the dairy industry.

House Bill No. 361, An act legalizing the biennial election held in the town of Atkinson, November 5, 1946.

House Bill No. 378, An act abolishing the school district of the town of Ellsworth and transferring the education of children of said town to the state.

House Bill No. 390, An act relative to reflector-type flares for trucks and tractors.

House Bill No. 391, An act relative to additional lighting equipment for motor vehicles.

House Bill No. 392, An act relative to spot lamp and auxiliary lamps for motor vehicles.

House Bill No. 393, An act relative to projecting loads on motor vehicles.

House Bill No. 416, An act relative to the March meeting in the town of Bristol.

House Bill No. 429, An act legalizing the annual meeting of the Madison school district.

Senate Bill No. 51, An act relative to registration of motor vehicles of volunteer fire departments.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 46, An act relative to the Lee Hook Road in the towns of Lee, Durham, and Newmarket.

Senate Bill No. 55, An act relative to the Groton Road Route No. 111A in the city of Nashua.

House Bill No. 150, An act relative to a register of charitable trusts.

House Bill No. 273, An act relative to designation of certain roads in the towns of Amherst, Merrimack, Litchfield and Londonderry.

House Bill No. 306, An act relative to construction of a certain road in the town of Greenfield.

House Bill No. 315, An act to prevent unfair competition between utilities.

House Bill No. 331, An act relative to Mountain Avenue in the towns of Northwood and Deerfield.

House Bill No. 379, An act relative to taking wild deer in the town of Pembroke.

House Bill No. 384, An act authorizing the Rindge school district in the town of Rindge to issue notes or bonds for school purposes, and to exceed its debt limit.

House Bill No. 399, An act relating to the construction and financing of a water system for the town of Winchester.

On motion of Senator Noel the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10 o'clock, and when it adjourns Saturday morning, it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, APRIL 12, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Saturday, April 12, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, APRIL 15, 1947.

The Senate met according to adjournment.

Leave of Absence

Senator Batchelor was granted a leave of absence for the day on account of illness.

Introduction of Guests

President Barnard introduced to the Senate the 8th grade of the town of Rindge.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 279, An act relative to the charter of the city of Dover.

House Bill No. 280, An act relative to notice in probate proceedings.

House Bill No. 433, An act relative to nonresident students at the University of New Hampshire.

House Bill No. 434, An act relative to the issuance of bonds or notes to forward the building program at the University of New Hampshire, and to be liquidated from university income.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills:

Senate Bill No. 36, An act relating to certification of questions of law from probate court to supreme court.

Senate Bill No. 42, An act relating to consolidation of banks.

Senate Bill No. 44, An act relating to stale checks.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following bills with amendments, in the passage of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 35, An act relating to continuation of business of deceased persons.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Administrator or Executor, Authority to Carry on Business.* Amend chapter 352 of the Revised Laws by adding after section 29 the following new subdivision:

Continuation of Business of Decedent

30. *Authorization to Continue Business.* Upon a showing of advantage to the estate the probate court may authorize the executor, administrator or special administrator to continue any business of the decedent for the benefit of the estate, but if the decedent died testate and his estate is solvent the court shall be subject to the provisions of the will. The decree may be entered with or without notice, except that if entered without notice it shall be a decree nisi, in which event an order of notice shall issue within five days after the decree, and the decree shall become absolute only after notice and hearing; but the conduct of any business pursuant to such a decree nisi shall not be invalidated by failure of the court to make such decree absolute. Any decree entered hereunder may be revoked or modified for cause shown at any time. The decree may provide (a) the extent of the liability of the estate, or any part thereof, or of the executor or administrator, for obligations incurred in the continuation of the business; (b) whether liabilities incurred

in the conduct of the business are to be chargeable solely to the part of the estate set aside for use in the business or to the estate as a whole; and (c) such other conditions, restrictions, regulations and requirements as may be deemed for the benefit of the estate and of creditors thereof. The authority shall not be granted for more than one year from the date of the appointment of the executor or administrator, except that for cause shown the authority may be extended from time to time, but no single extension shall be for more than one year.

The Clerk proceeded to read the amendment.

On motion of Senator Laraba further reading of the amendment was dispensed with.

On motion of Senator Laraba the Senate refused to concur in the adoption of the amendment and requested a committee of conference.

Pursuant to the above request, the President appointed as members of said committee of conference on the part of the Senate, Senators Laraba and Kelley.

Senate Bill No. 37, An act extending the powers of the Meredith Village fire district.

Amend section 1 of the bill by adding after the word "laws" in the fifth line the words, and the planning board of said Meredith Village fire district, now or hereafter established, is and shall be deemed to have the powers of a planning board under section 14 of chapter 53 of the Revised Laws, so that said section as amended shall read as follows:

1. *Meredith Village Fire District.* The Meredith Village fire district, organized under the general laws, is hereby empowered and authorized to enact zoning regulations and for that purpose shall have all the powers conferred upon towns by sections 50 to 71, inclusive, of chapter 51 of the Revised Laws and the planning board of said Meredith Village fire district,

nor or hereafter established, is and shall be deemed to have the powers of a planning board under section 14 of chapter 53 of the Revised Laws.

The Clerk proceeded to read the amendment.

On motion of Senator Stafford further reading of the amendment was dispensed with.

On motion of Senator Stafford the Senate voted to concur in the adoption of the amendment sent up from the House of Representatives.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Judiciary:

House Bill No. 279, An act relative to the charter of the city of Dover.

To the Committee on Revision of Laws:

House Bill No. 280, An act relating to notice in probate proceedings.

To the Committee on University of New Hampshire and Teachers Colleges:

House Bill No. 433, An act relative to nonresident students at the University of New Hampshire.

House Bill No. 434, An act relative to the issuance of bonds or notes to forward the building program at the University of New Hampshire and to be liquidated from university income.

Introduction of Bill.

Senator Rowell, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 61, An act relating to the salaries of judges of probate in the several counties.

Committee Reports

Senator O'Malley, for the Committee on Finance, to whom were referred:

House Bill No. 54, An act relating to the New Hampshire War Records Committee.

House Bill No. 377, An act establishing a commission on uniform state laws.

House Joint Resolution No. 7, Joint resolution in favor of the town of Hooksett.

Senate Joint Resolution No. 7, Joint resolution in favor of Ernest Beaulac.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills and joint resolutions were referred to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Public Health, to whom was referred House Bill No. 106, An act relating to the Bearcamp River in the town of Tamworth, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at two o'clock.

Senator Noel, for the Committee on Banks, to whom was referred Senate Bill No. 58, An act repealing the charter of the Citizens Guaranty Savings Bank, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom was referred House Bill No. 2, An act relative

to qualifications for jury service, having considered the same, reported the same with the amendments printed in the appendix of the Journal of Thursday, April 10, and recommended that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Jurors.* Amend section 1 of chapter 375 of the Revised Laws by striking out said section and inserting in place thereof the following: 1. *Town Lists.* The selectmen of each town shall annually in December, make a list of such men and women as they judge best qualified to serve as jurors; and the list shall be kept by them and delivered to their successors in office, provided, however, that the name of a woman shall not be placed on said jury list unless she shall first have appeared before said selectmen and registered for jury service. The selectmen shall provide a suitable book for the permanent registration of all women registering with them for jury service, and such record shall permanently remain in their custody and in the custody of their successors in office.

2. *Accommodations for Juries.* Amend section 24 of chapter 395 of the Revised Laws by striking out said section and inserting in place thereof the following: 24. *Rooms.* The county commissioners shall furnish at least one room in each court house where jury trials are held with twelve substantial and comfortable seats, and convenient desks, for the use of jurors when deliberating. The court may, in its discretion and subject to such rules as it may prescribe, permit women jurors to use a designated rest room or lavatory situated in any part of the courthouse; and the temporary separation of women jurors from the remainder of the jury for such purposes shall not work a mistrial in any civil or criminal case, provided, that women jurors shall be accompanied by a sheriff or his

deputy in case of necessity to use such room or lavatory after a case has been finally committed to the jury for deliberation thereon.

3. *Mistrial.* Amend section 25 of chapter 395 of the Revised Laws by adding at the end thereof the following: No separation for sleep or rest of men and women serving upon any jury shall work a mistrial in any civil or criminal case, if such jury is at all times in charge of a sheriff, so that said section as amended shall read as follows: 25. *Lodging.* Jurors shall not be required to continue their deliberations without sleep and rest later than twelve o'clock in the evening. At that hour, or earlier, under such safeguards and conditions as the court may direct, they shall be afforded suitable opportunity for sleep and rest, at the expense of the county, for at least eight hours before again taking up their deliberations. No separation for sleep or rest of men and women serving upon any jury shall work a mistrial in any civil or criminal case, if such jury is at all times in charge of a sheriff.

4. *Burden Repealed.* Amend chapter 375 of the Revised Laws by striking out section 28.

5. *Takes Effect.* This act shall take effect as of July 1, 1947.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 273, An act relative to designation of certain roads in the towns of Amherst, Merrimack, Litchfield and Londonderry, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the words "amended by chapter 57 of the Laws of 1943,

and" and inserting in place thereof the words, inserted by

The report was accepted, amendment adopted, and the bill, as amended, sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 379, An act relative to taking wild deer in the town of Pembroke, having considered the same, reported the same under Joint Rule No. 6 with the following amendments and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by inserting after the figure "1945" in the third line the words and figures, chapter 69, Laws of 1945, and chapters 32 and 46, Laws of 1947.

Further amend section 1 by inserting after the word "Alton" in the 19th line the word, Gilford, and by inserting after the word "Belmont" in the 20th line the word, Tilton.

The report was accepted, amendments adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 306, An act relative to construction of a certain road in the town of Greenfield.

House Bill 313, An act relative to the filing of inventory blanks in the annual invoicing of polls and taxable property.

House Bill No. 321, An act providing for the licensing of livestock dealers, and livestock auctions or sales rings.

House Bill No. 331, An act relative to Mountain Avenue in the towns of Northwood and Deerfield.

House Bill No. 384, An act authorizing the Rindge School District in the town of Rindge to issue notes or bonds for school purposes, and to exceed its debt limit.

House Bill No. 394, An act relative to lamps on motor vehicle tractors.

Senate Bill No. 16, An act establishing a state employees' appeal commission.

Senate Bill No. 36, An act relating to certification of questions of law from probate court to supreme court.

Senate Bill No. 41, An act relating to the capital reserve fund.

Senate Bill No. 44, An act relating to stale checks.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills and joint resolutions were read a third time and passed:

Senate Bill No. 58, An act repealing the charter of the Citizens Guaranty Savings Bank.

Senate Joint Resolution No. 7, Joint resolution in favor of Ernest Beaulac.

House Bill No. 54, An act relating to the New Hampshire War Records Committee.

House Bill No. 106, An act relating to the Bearcamp River in the town of Tamworth.

House Bill No. 377, An act establishing a commission on uniform state laws.

House Joint Resolution No. 7, Joint resolution in favor of the town of Hooksett.

House Bill No. 2, An act relative to qualifications for jury service.

Senator Hewitt rose to a point of personal privilege and announced to the membership of the Senate that he cast his vote in favor of House Bill No. 2, An act relative to qualifications for jury service, in memory of Mrs. Edgar Maude Ferguson, who was the first woman senator to sit in the Senate, representing District No. 5.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, APRIL 16, 1947.

The Senate met according to adjournment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 95, An act relating to the state teachers' retirement system.

House Bill No. 165, An act relating to the allotment of funds to towns for the maintenance of class V highways.

House Bill No. 296, An act to encourage and promote the establishment of apprenticeship programs in trades and industry.

House Bill No. 376, An act to provide for the in-

clusion of school nurses in the teachers' retirement system.

House Bill No. 387, An act relating to compensation of jurors.

House Bill No. 396, An act relating to the teachers' retirement system.

House Bill No. 420, An act relative to compensation of members of the state classification plan board.

House Joint Resolution No. 10, Joint resolution in favor of Angelo Chiovitte.

House Joint Resolution No. 17, Joint resolution in favor of estate of Stanley F. Rice.

The message further stated that the House of Representatives had voted to adopt the following concurrent resolution, in the adoption of which it asked the concurrence of the Honorable Senate:

Resolved, That on account of Fast Day falling upon Thursday of next week, therefore be it

Resolved, That the working days of the House and Senate for next week be Monday, Tuesday and Wednesday.

On motion of Senator Laraba, the Senate voted to concur in the adoption of the concurrent resolution, sent up from the House of Representatives.

Read and Referred

The following entitled bills and joint resolutions, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Education:

House Bill No. 95, An act relating to the state teachers' retirement system.

House Bill No. 376, An act to provide for the inclusion of school nurses in the teachers' retirement system.

House Bill No. 396, An act relating to the teachers' retirement system.

On motion of Senator Hewitt, the order whereby the above entitled bills were referred to the Committee on Education was vacated and the above entitled bills were referred to the Joint Committee on Education and Finance.

To the Committee on Labor:

House Bill No. 296, An act to encourage and promote the establishment of apprenticeship programs in trades and industry.

To the Committee on Public Improvements:

House Bill No. 165, An act relating to the allotment of funds to towns for the maintenance of class V highways.

To the Committee on Revision of Laws:

House Bill No. 387, An act relating to compensation of jurors.

To the Committee on Finance:

House Bill No. 420, An act relative to compensation of members of the state classification plan board.

To the Committee on Claims:

House Joint Resolution No. 10, Joint resolution in favor of Angelo Chiovitte.

House Joint Resolution No. 17, Joint resolution in favor of the estate of Stanley P. Rice.

Introduction of Joint Resolution

Senator Cummings, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following joint resolution, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Claims:

Senate Joint Resolution No. 9, Joint resolution rel-

ative to repairs to a covered bridge in the town of Stark.

Committee Reports

Senator Kelley, for the Committee on Judiciary, to whom were referred:

House Bill No. 426, An act to establish monthly return days in the superior court.

House Bill No. 401, An act providing for the equitable apportionment in certain cases of estate taxes.

House Bill No. 424, An act relating to tax collector's deeds.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Daniel, for the Committee on Towns and Counties, to whom was referred House Bill No. 195, An act relative to property description in notice of tax sales, having considered the same, reported the same with the following amendments and recommended that the bill, as amended, ought to pass.

Amend the title of the bill by striking out the whole thereof and inserting in place thereof the following: An act providing for the amendment of property invoices and tax lists in certain cases.

Amend section 1 of said bill by striking out the whole thereof and inserting in place thereof the following:

1. *Amendment.* Chapter 77, Revised Laws, is hereby amended by inserting after section 12 a new section to be numbered 12-a and to read as follows: 12-a. *Amendment of Invoices and Tax Lists.* Invoices, and tax lists already delivered to tax collectors shall be amended by selectmen or assessors to the extent of correcting errors or perfecting the descrip-

tion of certain property therein listed, upon application made to them therefor by the tax collector prior to his posting notice of a tax sale in accordance with the provisions of section 19, chapter 80, Revised Laws, as amended by section 3, chapter 33, Laws of 1943; section 1, chapter 134, Laws of 1943; and by section 1, chapter 95, Laws of 1945. Notice of such amendment to the invoice thereupon shall be sent to the selectmen or assessors, in writing and by registered mail, to the last known address of the owner or of the persons taxed, before the list of delinquent taxes is publicly posted by the tax collector.

The report was accepted, the amendments adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Daniel, for the Committee on Towns and Counties, to whom was referred House Bill No. 357, An act relative to time for publication of town reports, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 33, An act relative to the director of the Fish and Game Department, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 2 by striking out all after the word "Removal" in the second line of the section, and substituting in place thereof the following:

The director shall not be removed from service except for such cause as will promote the efficiency of the Fish and Game Department and then only after public hearings as hereinafter provided. If removal is sought the commission shall give thirty (30) days'

notice in writing to the director of the reasons for said removal and shall also give notice of a public hearing to be held on said removal proceedings. Said hearing shall be held before the full commission and it shall require a majority vote of the members of said full commission before said removal shall be effective; so that said section as amended shall read as follows:

2. *Term of Office.* Amend said chapter 240 of the Revised Laws by inserting after section 8 the following new section: 8-a. *Removal.* The director shall not be removed from service except for such cause as will promote the efficiency of the Fish and Game Department and then only after public hearings as hereinafter provided. If removal is sought the commission shall give thirty (30) days' notice in writing to the director of the reasons for said removal and shall also give notice of a public hearing to be held on said removal proceedings. Said hearing shall be held before the full commission and it shall require a majority vote of the members of said full commission before said removal shall be effective.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Noel, for the joint committee on Ways and Means and Forestry and Recreation, to whom was referred Senate Bill No. 17, An act to promote and encourage the growth of forest products and relative to taxation of forest land, having considered the same, reported the same with the following amendments and recommended that the bill, as amended, ought to pass.

Amend section 1 of the bill by striking out the words "while under the same ownership as the land whereon it stands" in lines 5 and 6; so that said section as amended shall read:

1. *Taxation.* Amend section 31 of chapter 73, Revised Laws, by striking out said section and inserting

in place thereof the following: 31. *Forest Lands*. In the valuation of forest lands for taxation, assessors shall not include the value of any wood or timber growing thereon. All such wood and timber shall be exempt from taxation, but the land shall be taxed at its full and true value on a proportionable and reasonable basis according to its location, its general topography and its capacity for growing marketable wood and timber.

Further amend the bill by inserting two new sections as follows:

SECTION 3. *Public Forest Lands*. Nothing contained in this act shall be construed to affect the amount of tax abatement or reimbursement to towns in which national or state forest lands are situated; but such abatement or reimbursement to towns in which national or state forest lands shall be continued as though growing wood and timber were not excluded from the general property tax assessment.

SECTION 4. *Unincorporated Places*. On or before January 1, 1948, the tax commission shall assess the property of the owner or owners of real estate in each unincorporated place and certify the same to the state treasurer and to the county treasurer of the county in which such unincorporated place is located, as provided in section 2, chapter 81, of the Revised Laws; and thereafter as provided in said section.

Further amend the bill by striking out sections 3 and 4 and substituting therefor a new section as follows, to be known as section 5:

SECTION 5. *Repeal; Takes Effect*. Chapter 144, Laws of 1943, providing for the assessment of growing wood and timber; sections 33 to 47, inclusive, of chapter 73, Revised Laws, and all other acts and parts

of acts inconsistent herewith are hereby repealed and this act shall take effect April 1, 1948.

The report was accepted.

The Clerk proceeded to read the amendments.

On motion of Senator Sawyer further reading of the amendments was dispensed with.

The question being on the adoption of the amendments.

On a *viva voce* vote the amendments were adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

House Bill No. 150, An act relative to a register of charitable trusts.

JOHN P. H. CHANDLER, JR.,

For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 17, An act to promote and encourage the growth of forest products and relative to taxation of forest land.

Senate Bill No. 33, An act relative to the director of the fish and game department.

House Bill No. 195, An act providing for the amendment of property invoices and tax lists in certain cases.

House Bill No. 357, An act relative to time for publication of town reports.

House Bill No. 401, An act providing for the equitable apportionment in certain cases of estate taxes.

House Bill No. 424, An act relating to tax collector's deeds.

House Bill No. 426, An act to establish return days in the superior court.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, APRIL 17, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senators Hewitt and Chandler were granted leaves of absence on account of important business.

Senator Daniel was granted a leave of absence on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 2, An act relative to qualifications for jury service.

House Bill No. 315, An act to prevent unfair competition between utilities.

House Bill No. 399, An act relating to the construction and financing of a water system for the town of Winchester.

The message further stated that the House of Representatives had voted to accede to the request of the Honorable Senate for a committee of conference on Senate Bill No. 35, An act relating to the continuation of business of deceased persons, and the speaker appointed as members of such committee on the part of the House, Messrs. Johnson of Laconia, Turner of Sullivan and Maynard of Plymouth.

Introduction of Bill

Senator Laraba, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 62, An act establishing the office of deputy superintendent of the State Hospital.

Committee Reports

Senator Green, for the Committee on Revision of Laws, to whom were referred:

House Bill No. 428, An act legalizing the election of officers at the annual meeting of the town of Boscawen, held March 11, 1947.

House Bill No. 430, An act legalizing certain proceedings at the annual meeting of the town of Bennington, March 11, 1947.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Revision of Laws, to whom was referred Senate Bill No. 45, An act relating to compensation of trustees, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

On motion of Senator Green the above entitled bill, with its accompanying report, was recommitted to the Committee on Revision of Laws for further consideration.

Senator Green, for the Committee on Revision of Laws, to whom was referred Senate Bill No. 50, An act relative to the interment of dead human bodies, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Cemeteries*. Amend chapter 168 of the Revised Laws by inserting after section 51, as inserted by chapter 157, Laws of 1943, the following new section: 51-a. *Interment*. Every permit required for the interment of the dead body of a human being by section 51 shall contain the requirement that the top of the box or vault containing such dead body shall be interred at least thirty inches below the surface of the ground except where water, ledge, or cave-in results in the preparation of the grave, and then only by permission of some member of the family or next of kin to the deceased. The person responsible for the preparation of the grave shall not inter such dead body or allow such interment without compliance with said requirement, and any person who shall violate the provisions of this section shall be fined not exceeding two hundred dollars.

2 *Takes Effect*. This act shall take effect upon its passage.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Marcoux, for the Committee on Elections, to whom were referred:

House Bill No. 71, An act relating to checklists.

House Bill No. 229, An act relating to the counting of ballots.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 60, An act regarding the closing of certain lakes and ponds for fishing, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

House Bill No. 399, An act relating to the construction and financing of a water system for the town of Winchester.

ALDEGE A. NOEL,

For the Committee.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 50, An act relative to the interment of dead human bodies.

Senate Bill No. 60, An act regarding the closing of certain lakes and ponds for fishing.

House Bill No. 71, An act relating to checklists.

House Bill No. 229, An act relating to the counting of ballots.

House Bill No. 428, An act legalizing the election of officers at the annual meeting of the town of Boscawen, held March 11, 1947.

House Bill No. 430, An act legalizing certain proceedings at the annual meeting of the town of Bennington, March 11, 1947.

On motion of Senator Noel the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10:00 o'clock, and when it adjourns Saturday morning it be to meet Monday morning at 11:00 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, APRIL 19, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Saturday, April 19, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours Respectfully,

CHARLES H. BARNARD,

President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

MONDAY, APRIL 21, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senator Stafford was granted a leave of absence on account of illness.

Senator Gay was granted a leave of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 304, An act in relation to the conduct of tax sales.

House Bill No. 307, An act relating to raccoons.

House Bill No. 413, An act relating to water rights in the town of Marlboro.

House Bill No. 415, An act relative to tuition for Plymouth and Keene teachers' colleges.

House Bill No. 418, An act relating to wrestling.

House Bill No. 435, An act relative to modification of the state employee classification plan.

House Bill No. 446, An act relative to legalizing the school district meetings in the town of Hampton Falls.

House Joint Resolution No. 18, Joint resolution directing the state planning and development commission to study the problems of the smaller communities.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 33, An act relative to transfers of membership between state retirement systems.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 195, An act relative to property description in notice of tax sale.

House Bill No. 184, An act relating to inspection of apiaries.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 273, An act relative to designation of certain roads in the towns of Amherst, Merrimack, Litchfield and Londonderry.

House Bill No. 379, An act relative to taking wild deer in the town of Pembroke.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 9, An act relating to the powers of towns.

Amend section 1 of the bill by striking out the word "bonafide" in the eleventh line so that said section as amended shall read as follows:

1. *Town Appropriations.* Amend paragraph X of section 4, chapter 51, of the Revised Laws, as amended by section 1, chapter 54, Laws of 1945, by inserting after the words "to provide" the words, by gift, deed or otherwise, so that the said paragraph as amended shall read as follows:

X. *Memorials.* To procure and establish a monument, memorial building or testimonial to the services of soldiers and sailors of each town, to celebrate their return and to provide by gift, deed or otherwise, or defray the expense of procuring a suitable meeting place in the town for a post of the Grand Army of the Republic, United Spanish War Veterans, American Legion, the Disabled American Veterans, Veterans of Foreign Wars or any other Veterans Organization.

Further amend said bill by inserting after section 1 the following new section to read as follows:

2. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Batchelder the Senate voted to concur in the amendments sent up from the House of Representatives to the above entitled bill.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Revision of Laws:

House Bill No. 304, An act in relation to the conduct of tax sales.

To the Committee on Fisheries and Game:

House Bill No. 307, An act relating to raccoons.

To the Committee on Judiciary:

House Bill No. 413, An act relating to water rights in the town of Marlboro.

House Bill No. 418, An act relating to wrestling.

House Bill No. 435, An act relative to modification of the state employee classification plan.

House Bill No. 446, An act relative to legalizing the school district meetings in the town of Hampton Falls.

On motion of Senator Laraba the rules were suspended, reference to committee dispensed with, and the foregoing entitled bill was ordered to a third reading this afternoon at two o'clock.

To the Committee on University of New Hampshire and Teachers' Colleges:

House Bill No. 415, An act relative to tuition for Plymouth and Keene Teachers' Colleges.

To the Committee on Finance:

House Joint Resolution No. 18, Joint resolution directing the State Planning and Development Commission to study the problems of the smaller communities.

Introduction of Bills

Senator Laraba, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Coastwise Improvements.

Senate Bill No. 63, An act relating to the control of navigation at Rye Harbor and the inlet thereto.

Senator Welch, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Education:

Senate Bill No. 64, An act relating to Brewster Free Academy of Wolfeboro.

Committee Reports

Senator Green, for the Committee on Revision of Laws, to whom was referred House Bill No. 55, An act relating to the lien for a poll tax, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee was adopted.

Senator O'Malley, for the Committee on Finance, to whom were referred:

House Bill No. 37, An act to encourage promotion and development in the state of New Hampshire.

House Bill No. 255, An act relative to prior service credits for state employees who were in the armed services of the United States.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 97, An act relating to registration of and license to drive motor vehicles, having considered the same, reported the same under Joint Rule No. 6 with the following amendments and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the word "and" in the third line and inserting in place thereof the word, or.

Amend section 2 of the bill by striking out the first line and inserting in place thereof the following:

2. *Amputees.* Amend section 1 of chapter 118 of the Revised Laws by inserting at the end thereof a new paragraph as

Further amend said section 2 by striking out the word "and" in the third line and inserting in place thereof the word, or.

Amend section 3 of the bill by striking out the first line and inserting in place thereof the following:

3. *Operator's License.* Amend section 9 of chapter 118 of the Revised Laws by inserting at the end thereof a new paragraph.

Further amend said section 3 by striking out the word "and" in the third line and inserting in place thereof the word, or.

The report was accepted, the amendments adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendments.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 229, An act relating to the counting of ballots, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 by striking out the word "fourth" in the third line and inserting in place thereof the word, fifth.

The report was accepted, the amendment adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 71, An act relating to checklists, having considered the same, reported the same under Joint Rule No. 6 with the following amendments and recommended that the bill as amended ought to pass.

Amend the title of said bill by inserting after the word "to" the words, duties of supervisors of the

Amend section 1 of said bill by striking out the figure "11-a" in the second line and inserting in place thereof the figure, 12.

The report was accepted, amendments adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendments.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 426, An act to establish monthly return days in the superior court, having considered the same, reported the same under

Joint Rule No. 6 with the following amendment and recommended that the bill as amended ought to pass.

Amend section 9 of the bill by striking out the seventh, eighth and ninth lines and inserting in place thereof the following:

4. *Notice.* Notice shall be immediately given of the appeal, of the return date and of the court at which it will be entered and prosecuted, by publication thereof, or by such

The report was accepted, the amendment adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Bill Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

House Bill No. 2, An act relative to qualifications for jury service.

JOHN P. H. CHANDLER, JR.,
For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 37, An act to encourage promotion and development in the state of New Hampshire.

House Bill No. 255, An act relative to prior service credits for state employees who were in the armed services of the United States.

House Bill No. 446, An act relative to legalizing the school district meetings in the town of Hampton Falls.

On motion of Senator Spollett the Senate adjourned.

TUESDAY, APRIL 22, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senator Hewitt was granted a leave of absence on account of absence from the state.

Senator Stafford was granted a leave of absence on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 45, An act granting school districts temporary emergency exemptions from certain provisions of the municipal bonds statute.

House Bill No. 302, An act relating to fiduciaries.

House Bill No. 314, An act relative to filing rates for liability insurance.

House Bill No. 328, An act relating to housing authorities.

House Bill No. 414, An act providing for advance notice of county budget estimates.

House Bill No. 439, An act relating to housing authorities.

House Bill No. 443, An act relative to registration of hairdressing shops.

House Joint Resolution No. 21, Joint resolution relative to a special committee to study causes of ice jams in the Connecticut River.

The message further stated that the House of Representatives had voted to adopt the amendments of-

ferred by the Committee on Engrossed Bills to the following House bills, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 164, An act relative to military leave.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relative to military leave for state employees.

Amend section 1 of said bill by striking out said section and inserting in place thereof the following:

1. *State Employees.* Amend chapter 27 of the Revised Laws, by inserting after section 20 the following new section: 20-a. *Military Leave.* Any employee of the state of New Hampshire, who is a member of the military or naval forces of the state or nation in an active or reserve status, shall upon request be entitled to not more than fifteen calendar days leave of absence without pay in any one calendar year or one twelve months period for the purpose of military drill, training or other duty under military or naval authority.

On motion of Senator Sawyer the Senate voted to concur in the amendment offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Judiciary:

House Bill No. 45, An act granting school districts temporary emergency exemptions from certain provisions of the municipal bonds statute.

House Bill No. 328, An act relating to housing authorities.

House Bill No. 439, An act relating to housing authorities.

To the Committee on Revision of Laws:

House Bill No. 302, An act relating to fiduciaries.

House Bill No. 414, An act providing for advance notice of county budget estimates.

House Bill No. 443, An act relative to registration of hair dressing shops.

To the Committee on Insurance:

House Bill No. 314, An act relative to filing rates for liability insurance.

To the Committee on Finance:

House Joint Resolution No. 21, Joint resolution relative to a special committee to study causes of ice jams in the Connecticut River.

On motion of Senator Spollett the following concurrent resolution was adopted:

Concurrent Resolution

Relating to the proposed price to producers ordered by the Secretary of Agriculture for Class I milk in the greater Boston milk marketing area and other federally regulated milk markets in the northeast.

Whereas, the Hon. Clinton P. Anderson, U. S. Secretary of Agriculture, has ordered that the price of Class I milk payable to Boston producers for May and June 1947, shall be reduced 44 cents per hundredweight below the April price, and has ordered similar reductions in prices to be paid to producers supplying milk to other federally regulated markets of New England and New York; and

Whereas, producers supplying milk to Boston and other federal markets have already taken a reduction of 88 cents per hundredweight, or 2 cents per quart,

in February and March; and a further reduction for May and June would mean a decline of 3 cents per quart in 4 months' time, which is entirely out of line with the trends of industrial earnings or of other commodity prices; and

Whereas, milk production costs have increased sharply from a year ago, as a result of an advance in feed prices of about 21 per cent; farm labor 19 per cent; and farm machinery and supplies at least 25 per cent; and

Whereas, the order of the Secretary will result in returns to Boston producers of not more than \$3.50 per hundredweight in June, being a reduction of more than 60 cents below the return of \$4.17 for June last year, despite the sharp increases in milk production costs; and

Whereas, such action with respect to fluid milk prices will inevitably result in serious injury to New Hampshire dairy farmers, and indicates clearly that the Department of Agriculture has failed to understand or give adequate consideration to actual production conditions existing in this State, therefore be it

Resolved by the Senate, the House of Representatives concurring:

That we formally protest this action on the part of the Secretary of Agriculture which will result in serious injury to dairy farmers of New Hampshire; and that we respectfully request the Secretary of Agriculture to reconsider and amend his order of April 9, 1947 in line with actual cost and production conditions, so as to maintain returns to producers for Class I milk at least at the April level, in the federal order markets of New England; and be it further

Resolved, That the Secretary of State is hereby authorized and directed to transmit copies of this resolution to Hon. Clinton P. Anderson, Secretary of Agri-

culture, and to each member of the New Hampshire delegation in Congress; and be it further

Resolved, That this joint resolution be treated as a memorial to the members of the New Hampshire congressional delegation to take affirmative action to advise the Secretary of Agriculture of the needs of the New Hampshire dairy industry as expressed herein.

Senator Noel requested that he be recorded as voting against the adoption of the above concurrent resolution.

Order Vacated

On motion of Senator Laraba the order whereby Senate Bill No. 62, An act providing a deputy superintendent for the State Hospital was referred to the Committee on Judiciary was vacated, and the above entitled bill was referred to the Committee on Finance.

Reconsideration

On motion of Senator Green the Senate voted to reconsider its vote whereby House Bill No. 55, An act relating to the lien for a poll tax was voted inexpedient to legislate.

On motion of the same senator the Senate voted to recommit the above entitled bill to the Committee on Revision of Laws for further consideration.

Committee Reports

Senator Noel, for the Committee on Banks, to whom was referred House Bill No. 408, An act relative to credit unions, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the the bill ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 301, An act providing for the perambulation of the Maine and New Hampshire boundary line, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend Section 4 of the bill by striking out in the first line the words "two thousand" and substituting in place thereof the words, twenty-five hundred, so that said section as amended shall read as follows:

4. *Expenses.* A sum not to exceed twenty-five hundred dollars to cover all expenses incurred by representation of this state incidental to such perambulation shall be paid by the state including one-half of the cost of renewing markers or monuments, and the governor is hereby authorized to draw his warrant therefor out of any money in the treasury not otherwise appropriated.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom were referred:

House Bill No. 185, An act relating to disqualification of justices of the Supreme Court.

Senate Bill No. 57, An act establishing a state tree for New Hampshire.

Senate Bill No. 59, An act relating to clerk hire in the office of sheriff for Hillsboro Count.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom was referred Senate Bill No. 52, An act to em-

power the city of Concord to construct a reservoir on Turkey River in said city for recreational and auxiliary water supply purposes and other municipal uses, having considered the same, reported the same with the following amendments and recommended that the bill as amended ought to pass.

Amend said bill by adding at the end of section 3 the following sentence: The town of Bow is also hereby authorized to draw water for municipal fire protection purposes from said project within the limits of said town, upon such reasonable terms and conditions as may be agreed upon between it and the municipality, so that said section as amended shall read as follows:

3. *Powers.* The municipality is hereby authorized and empowered to construct and operate a dam and reservoir on Turkey River in said municipality at a point westerly of St. Paul's School, so-called, the crest of the spillway of said dam not to exceed substantially the elevation of 340 feet above sea level. The municipality is further authorized and empowered to operate said project so as to provide public recreational facilities including those for swimming, boating, fishing, ice sports, and picnic or playgrounds; and for the accomplishment of those ends, the municipality may construct and provide buildings, wharves, rafts, boating facilities, beaches, and recreational grounds. The municipality is further authorized to utilize and develop said project as an auxiliary water supply with appurtenant works and to construct sewer systems and works in connection with such project, in accordance with existing law. The town of Bow is also hereby authorized to draw water for municipal fire protection purposes from said project within the limits of said town, upon such reasonable terms and conditions as may be agreed upon between it and the municipality.

Amend section 6 of said bill by striking out the word "three" in the second and sixth lines and inserting in place thereof the word, five; and by adding after the fifth line the words, The membership of said board of directors shall consist of four residents of the municipality and one resident of the town of Bow; and by striking out the words "and three" in the ninth line and inserting the words, three, four and five; and by adding at the end of said section the words, Nothing contained in the charter of said municipality or in acts amendatory thereof shall be construed to prohibit the employment of members of the staff of the City Planning Board in the management of said project or in other capacities with reference thereto, so that said section as amended shall read as follows: 6. *Management.* The management of said project shall be vested in a board of five directors to be appointed by the mayor of the municipality and confirmed by the board of aldermen, one of whom shall be designated chairman by the mayor. The membership of said board of directors shall consist of four residents of the municipality and one resident of the town of Bow. Each board member shall hold office for five years and until his successor is appointed and qualified, except that the first appointments to the board shall be for one, two, three, four and five year terms, respectively. The board members shall receive such compensation for their services as may be determined by the board of mayor and aldermen. The powers of the board with regard to construction and management of the project and the making of contracts with respect thereto shall be defined by ordinance of the board of mayor and aldermen. The board of mayor and aldermen may authorize the board to charge reasonable fees for the use of recreational facilities of the project to finance the cost of construction and operation thereof. Nothing contained in the charter of said municipality or in acts amendatory thereof shall be con-

strued to prohibit the employment of members of the staff of the City Planning Board in the management of said project or in other capacities with reference thereto.

The report was accepted.

The Clerk proceeded to read the amendment.

On motion of Senator Laraba further reading of the amendment was dispensed with.

On a *viva voce* vote the amendment was adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolution:

House Bill No. 54, An act relating to the New Hampshire war records committee.

House Bill No. 106, An act relating to Bearcamp river in the town of Tamworth.

House Bill No. 273, An act relative to designation of certain roads in the towns of Amherst, Merrimack, Litchfield and Londonderry.

House Bill No. 315, An act to prevent unfair competition between utilities.

House Bill No. 357, An act relative to time for publication of town reports.

House Bill No. 377, An act establishing a commission on uniform state laws.

House Bill No. 379, An act relative to taking wild deer in the town of Pembroke.

House Bill No. 401, An act providing for the equitable apportionment in certain cases of estate taxes.

House Bill No. 424, An act relating to tax collector's deeds.

House Bill No. 428, An act legalizing the election of officers at the annual meeting of the town of Boscawen, held March 11, 1947.

House Bill No. 430, An act legalizing certain proceedings at the annual meeting of the town of Bennington, March 11, 1947.

Senate Bill No. 37, An act extending the powers of the Meredith Village Fire District.

Senate Bill No. 38, An act relative to transfers of membership between state retirement systems.

House Joint Resolution No. 7, Joint resolution in favor of the town of Hooksett.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for this afternoon at two o'clock, to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 52, An act to empower the city of Concord to construct a reservoir on Turkey River in said city for recreational and auxiliary water supply purposes and other municipal uses.

Senate Bill No. 57, An act establishing a state tree for New Hampshire.

Senate Bill No. 59, An act relating to clerk hire in the office of sheriff for Hillsboro County.

House Bill No. 185, An act relating to disqualification of justices of the supreme court.

House Bill No. 301, An act providing for the perambulation of the Maine and New Hampshire boundary line.

House Bill No. 408, An act relative to credit unions.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, APRIL 23, 1947.

The Senate met according to adjournment.

Leave of Absence

Senator Batchelder was granted a leave of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 28, An act changing the date of the primary election.

Introduction of Bill and Joint Resolution

Senator Gay, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Liquor Laws:

Senate Bill No. 65, An act relating to the term of office of the liquor commissioners.

Senator Laraba, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled joint resolution, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Ways and Means:

Senate Joint Resolution No. 10, Joint resolution providing for an interim committee to study the overall tax structure.

Committee Reports

Senator Green, for the Committee on Revision of Laws, to whom were referred:

House Bill No. 55, An act relating to the lien for a poll tax.

House Bill No. 387, An act relating to compensation of jurors.

House Bill No. 389, An act relative to motor vehicle financial responsibility.

House Bill No. 417, An act relating to coasting.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Revision of Laws, to whom was referred House Bill No. 153, An act relative to privilege as to source of information obtained in connection with newspaper work, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee was adopted.

Senator Green, for the Committee on Revision of Laws, to whom was referred House Bill No. 364, An act relating to institutional guardians, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend the bill by striking out all after the enacting clause and substituting in place thereof the following:

1. *Appointment.* Amend Section 6 of Chapter 342 of the Revised Laws by adding after the words "public welfare" the words, New Hampshire Children's Aid

Society, New Hampshire Catholic Charities, Inc., so that said section shall read as follows:

6. *Petitioners; Appointment.* The probate court in the county in which any minor is residing may, after reasonable notice to the parents, appoint a guardian for such minor, who shall have during the minority of his ward the full custody and control of said ward and his estate and earnings, upon petition of the mayor, overseer of the poor, or selectmen of the city or town in which the minor is residing, the county commissioners, the commissioner of public welfare, New Hampshire Children's Aid Society, New Hampshire Catholic Charities, Inc., or the New Hampshire Society for the Prevention of Cruelty to Children, such petition setting forth that the parents of said minor, or other person having his custody, are unfit to have the custody and control of said minor and of his estate and earnings, or that his parents are living apart and the circumstances are such that the interests of such minor require that a guardian be appointed.

2. *Institution.* Amend section 9 of chapter 342 of the Revised Laws, by striking out after the word "welfare" in the second line the word, or, and by inserting after the word "children" in the third line the words, the New Hampshire Children's Aid Society or the New Hampshire Catholic Charities, Inc., so that said section as amended shall read as follows: 9. *Institutional Guardians.* Any home for orphans situated in and incorporated under the laws of this state, the Commissioner of Public Welfare, the New Hampshire Society for the Prevention of Cruelty to Children, the New Hampshire Children's Aid Society, or the New Hampshire Catholic Charities, Inc. may be appointed guardian of any minor.

3. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendments adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Daniel, for the Committee on Insurance, to whom were referred:

Senate Bill No. 3, An act authorizing domestic insurance companies to create a guaranty fund.

Senate Bill No. 5, An act to authorize the writing of collision, fire and theft insurance.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Daniel, for the Committee on Insurance, to whom was referred House Bill No. 299, An act relative to insurance brokers, having considered the same, reported the same with the following amendment and the recommendation that the bill, as amended, ought to pass.

Amend the bill by striking out the whole of said section 4 and renumbering sections 5 and 6 to read 4 and 5.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Marcoux, for the Committee on Elections, to whom were referred:

House Bill No. 116, An act repealing provisions relative to temporary disqualifications of supervisors of the checklist.

House Bill No. 275, An act relating to elections.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom were referred:

House Bill No. 307, An act relating to raccoons.

House Bill No. 427, An act relative to the open season and bag limit on pheasants.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred House Bill No. 380, An act relating to a state fish and game refuge on the Bear Brook area, having considered the same, reported the same with the following amendments and recommended that the bill, as amended, ought to pass.

• Amend section 1 of the bill by striking out the word "director" at the end of said section and substituting in place thereof the words, Fish and Game Department; so that said section as amended shall read:

1. Amend section 12-a of chapter 246 of the Revised Laws as inserted by chapter 158 of the Laws of 1943 by striking out the word "deer" in the eleventh line, and by inserting after the word (hunting) in the eleventh line, the words, according to the laws of New Hampshire from November 15th to March 15th, so that said section as amended shall read as follows:
12-a. *Bear Brook State Game Refuge.* The limitations as to the area within refuges on public lands and as to distances between refuges as provided for in section 11 of this chapter shall not prohibit the establishment of a game refuge on the Bear Brook so-called in the towns of Allenstown, Deerfield, Candia and Hooksett, now in process of transfer from the United States to the State of New Hampshire for public park, recreational and conservation purposes, provided that not less than two thousand acres within the boundaries of the area under transfer to the state shall be open

to hunting according to the Laws of New Hampshire from November 15th to March 15th and that all of said area shall be open to fishing in accordance with the laws of this state. If such a refuge is established the expense of policing the refuge shall be assumed by the Fish and Game Department.

Further amend the bill by adding after section 1 the following new section:

2. *Taking of Deer.* Amend chapter 246 of the Revised Laws by inserting after section 12-a, as inserted by chapter 158, Laws of 1943, and as hereinbefore amended, the following new section: 12-b. *Taking by Bow and Arrow.* In addition to the area open to hunting as provided by section 12-a, when in the opinion of the director of the fish and game department and by agreement with the forestry and recreation committee it is to be deemed in the interest of good game management practices, said Bear Brook Game Refuge may be open to the taking of deer by bow and arrow under such regulations as may be prescribed by the director of the fish and game department.

Further amend the bill by renumbering section 2 to read section 3.

The report was accepted, amendments adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Noel, for the Committee on Coastwise Improvements, to whom was referred Senate Bill No. 63, An act relating to the control of navigation at Rye Harbor and the inlet hereto, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Noel, for the Committee on Coastwise Im-

provements, to whom was referred House Bill No. 225, An act relative to the reconstruction of the Hampton Harbor toll bridge, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance, under the rules.

Bill Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

House Bill No. 446, An act relative to legalizing school district meetings in the town of Hampton Falls.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Hewitt, permission was granted for the use of the Senate Chamber by the Joint Committee on Finance and Education for a public hearing on Tuesday, April 29, at 1:30 P. M.

Personal Privilege

Senator Hewitt rose to a point of personal privilege to report on a trip to the legislature in the state of Vermont.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 3, An act authorizing domestic insurance companies to create a guaranty fund.

Senate Bill No. 5, An act to authorize the writing of collision, fire and theft insurance.

Senate Bill No. 63, An act relating to the control of navigation at Rye Harbor and the inlet thereto.

House Bill No. 55, An act relating to the lien for a poll tax.

House Bill No. 116, An act repealing provisions relative to temporary disqualification of supervisors of the checklist.

House Bill No. 275, An act relating to elections.

House Bill No. 299, An act relative to insurance brokers.

House Bill No. 307, An act relating to raccoons.

House Bill No. 364, An act relating to institutional guardians.

House Bill No. 380, An act relating to a state fish and game refuge on the Bear Brook area.

House Bill No. 387, An act relating to compensation of jurors.

House Bill No. 389, An act relative to motor vehicle financial responsibility.

House Bill No. 417, An act relating to coasting.

House Bill No. 427, An act relative to the open season and bag limit on pheasants.

On motion of Senator Noel the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Friday morning at 10 o'clock, and when it adjourns Friday morning it be to meet Monday morning at 10 o'clock, and when it adjourns Monday it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Cummings the Senate adjourned.

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FRIDAY, APRIL 25, 1947.

The Senate met according to adjournment.

Senator Laraba having assumed the Chair read the following communication:

Friday, April 25, 1947.

SENATOR RAE LARABA:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours Respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Laraba declared the Senate adjourned.

MONDAY, APRIL 28, 1947

The Senate met according to adjournment.

Senator Laraba having assumed the Chair read the following communication:

Monday, April 28, 1947.

SENATOR RAE LARABA:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours Respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Laraba declared the Senate adjourned.

TUESDAY, APRIL 29, 1947.

The Senate met according to adjournment.

Communication

President Barnard announced to the membership of the Senate that he had received a communication from the University of New Hampshire extending an invitation to the Senate to be the guests of the University of New Hampshire before adjournment of the Legislature.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 292, An act relative to rating organizations.

House Bill No. 293, An act relating to unfair practices in the business of insurance.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the adoption of the following concurrent resolution:

Relating to the proposed price to producers ordered by the Secretary of Agriculture for Class I milk in the greater Boston milk marketing area and other federally regulated milk markets in the northeast.

Whereas, the Hon. Clinton P. Anderson, U. S. Secretary of Agriculture, has ordered that the price of Class I milk payable to Boston producers for May and June 1947, shall be reduced 44 cents per hundredweight below the April price, and has ordered similar reductions in prices to be paid to producers supplying milk

to other federally regulated markets of New England and New York; and

Whereas, producers supplying milk to Boston and other federal markets have already taken a reduction of 88 cents per hundredweight, or 2 cents per quart, in February and March; and a further reduction for May and June would mean a decline of 3 cents per quart in 4 months' time, which is entirely out of line with the trends of industrial earnings or of other commodity prices; and

Whereas, milk production costs have increased sharply from a year ago, as a result of an advance in feed prices of about 21 per cent; farm labor 19 per cent; and farm machinery and supplies at least 25 per cent; and

Whereas, the order of the Secretary will result in returns to Boston producers of not more than \$3.50 per hundredweight in June, being a reduction of more than 60 cents below the return of \$4.17 for June last year, despite the sharp increase in milk production costs; and

Whereas, such action with respect to fluid milk prices will inevitably result in serious injury to New Hampshire dairy farmers, and indicates clearly that the Department of Agriculture has failed to understand or give adequate consideration to actual production conditions existing in this State, therefore be it

Resolved by the Senate, the House of Representatives concurring:

That we formally protest this action on the part of the Secretary of Agriculture which will result in serious injury to dairy farmers of New Hampshire; and that we respectfully request the Secretary of Agriculture to reconsider and amend his order of April 9, 1947 in line with actual cost and production conditions, so as to maintain returns to producers for Class

I milk at least at the April level, in the federal order markets of New England; and be it further

Resolved, That the Secretary of State is hereby authorized and directed to transmit copies of this resolution to Hon. Clinton P. Anderson, Secretary of Agriculture, and to each member of the New Hampshire delegation in Congress; and be it further

Resolved, That this joint resolution be treated as a memorial to the members of the New Hampshire congressional delegation to take affirmative action to advise the Secretary of Agriculture of the needs of the New Hampshire dairy industry as expressed herein.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 301, An act providing for the perambulation of the Maine and New Hampshire boundary line.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 71, An act relating to duties of supervisors of the checklists.

House Bill No. 97, An act relating to registration of and license to drive motor vehicles.

House Bill No. 229, An act relating to the counting of ballots.

House Bill No. 426, An act to establish return days in the superior court.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following Senate bill, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 42, An act relating to consolidation of banks.

Amend said bill by striking out sections 2 and 3.

Amend section 4 of said bill, renumber the same to read section 2, and strike out the first six lines and insert in place thereof the following:

2. *Bank Commissioner.* Amend section 6 of said chapter 311 by striking out the same and inserting in place thereof the following:

Further amend said section 4 by striking out the word "appraisal" in the ninth line.

Amend section 5 of said bill by striking out the first three lines and inserting in place thereof the following:

3. *Court Finding.* Amend section 7 of said chapter 311 by striking out said section and inserting in place thereof the following:

Amend and renumber section 6 by striking out the first four lines and inserting in place thereof the following:

4. *Depositors.* Amend section 8 of said chapter 311 by striking out said section and inserting in place thereof the following: 8. *Assent of.* Any depositor of the banks to be con-

Amend sections 7 and 8 of said bill by striking out the same.

Amend section 9 of said bill by renumbering and by striking out the first five lines and inserting in place thereof the following: 5. *Dissolution.* Amend section 11 of said chapter 311 by striking out said section and inserting in place thereof the following: 11. *Other Orders.* The court shall make all other and further

Amend said bill by striking out the heading "Consolidation by Contract."

Amend section 10 of said bill by renumbering and by

striking out the first five lines and inserting in place thereof the following:

6. *Authority.* Amend section 12 of said chapter 311 by striking out said section and inserting in place thereof the following: 12. *Petition to Commissioner.* Banking institutions which may be

Amend section 11 of said bill by renumbering and by striking out the first five lines and inserting in place thereof the following: 7. *Commissioner.* Amend section 13 of said chapter 311 by striking out said section and inserting in place thereof the following: 13. *Authority to Contract for Union.* Upon receipt of such petition

Further amend said section 11 by striking out the figure "11" in the fifteenth line and inserting in place thereof the figure, 15.

Amend section 12 of said bill by renumbering and by striking out the first five lines and inserting in place thereof the following: 8. *Required Votes.* Amend section 14 of said chapter 311 by striking out said section and inserting in place thereof the following: 14. *Contract for Union.* Upon receipt of such certificate the

Further amend said section 12 by striking out the figure "11" in the eleventh line and inserting in place thereof the figure, 15.

Amend section 13 of said bill by renumbering and by striking out the first five lines and inserting in place thereof the following:

9. *Contracting Institutions.* Amend section 15 of said chapter 311 by striking out said section and inserting in place thereof the following: 15. *Notice to Depositors.* The commissioner shall give notice

Amend section 14 of said bill by striking out the same.

Amend section 15 of said bill by renumbering and by striking out the first five lines and inserting in place thereof the following:

10. *Effect on Deposits.* Amend section 17 of said chapter 311 by striking out said section and inserting in place thereof the following: 17. *Assent of Depositors.* Any depositor of the banks to be con-

Amend section 16 of said bill by renumbering and by striking out the first five lines and inserting in place thereof the following:

11. *Determination of Interests.* Amend section 18 of said chapter 311 by striking out said section and inserting in place thereof the following: 18. *Dissenting Stockholders.* Any stockholder present in person

Amend section 17 of the bill by renumbering, by striking out the first five lines and by inserting in place thereof the following:

12. *Effective Date.* Amend section 19 of said chapter 311 by striking out said section and inserting in place thereof the following: 19. *Name and Charter Powers.* The bank resulting from a consolida-

Further amend said section 17 by striking out the figure "7" in the ninth line and inserting in place thereof the figure, 12.

Further amend said section 12 by striking out the figure "11" in the eleventh line and inserting in place thereof the figure, 15.

Amend section 13 of said bill by renumbering and by striking out the first five lines and inserting in place thereof the following:

9. *Contracting Institutions.* Amend section 15 of said chapter 311 by striking out said section and inserting in place thereof the following: 15. *Notice to Depositors.* The commissioner shall give notice

Amend section 14 of said bill by striking out the same.

Amend section 15 of said bill by renumbering and by striking out the first five lines and inserting in place thereof the following:

The Clerk proceeded to read the amendments.

On motion of Senator Colburn further reading of the amendments was dispensed with.

On a *viva voce* vote the Senate voted to concur in the amendments offered by the Committee on Engrossed Bills.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Insurance:

House Bill No. 292, An act relative to rating organizations.

House Bill No. 293, An act relative to unfair practices in the business of insurance.

Introduction of Bills and Joint Resolution

Senator Chandler, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 66, An act permitting Saturday closing for any or all state departments.

Senator Cummings, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Fisheries and Game:

Senate Bill No. 67, An act relative to setting traps.

Senator Cummings, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following joint resolution, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Claims:

Senate Joint Resolution No. 11, Joint resolution in favor of Mrs. Walter Simonds of Randolph.

On motion of Senator O'Malley the following concurrent resolution was adopted:

**Concurrent Resolution Endorsing James F. O'Neil for
the Office of National Commander of the
American Legion**

Whereas: James F. O'Neil of Manchester is a candidate for the office of National Commander of the American Legion, said election to be held at the National Convention of that organization in New York, in August, 1947, and

Whereas: Mr. O'Neil is one of the outstanding citizens of our state and has contributed much to the welfare of our inhabitants and the development of the resources of New Hampshire, particularly in the field of aviation, having served as Chairman of the State Board of Aviation for many years, and

Whereas: the work of Mr. O'Neil as Chairman and Vice Chairman of the Americanism Commission is not only well known to the citizens of the State of New Hampshire, but has attained national recognition, not only in the improvement of the education of our youth, but in the institution and continuance of the Junior American Legion baseball program which has become a national institution, and

Whereas: Mr. O'Neil's sound judgment and ability has recently been recognized by his appointment to the Amnesty Board to consider the cases of conscientious objectors, said appointment having been made by the President of the United States, and said Board consisting of only three members, the others being former Justice Roberts of the Supreme Court of the United States and Mr. Willard Smith, former President of the American Bar Association.

Now Therefore Be It Resolved That the General Court of New Hampshire does hereby unanimously endorse the candidacy of James F. O'Neil for National

Commander of the American Legion, in recognition of his outstanding position in the State of New Hampshire, and with full confidence that he will serve the American Legion well, and in serving that great organization will also promote the interests of his country.

Bill Recalled From the Governor

On motion of Senator Smart the following resolution was adopted:

Resolved, That His Excellency, the Governor, be requested to return to the Senate for further consideration House Bill No. 37, An act to encourage promotion and development in the State of New Hampshire.

Bill Returned From the Governor

Pursuant to the above request, His Excellency, The Governor, returned to the Senate for further consideration House Bill No. 37, An act to encourage promotion and development in the State of New Hampshire.

On motion of Senator Smart the rules were so far suspended as to allow reconsideration of the vote on House Bill No. 37, An act to encourage promotion and development in the State of New Hampshire.

On motion of the same Senator the Senate voted to reconsider the vote whereby House Bill No. 37 passed.

On motion of the same Senator the Senate voted to reconsider the vote whereby House Bill No. 37 was ordered to a third reading.

On motion of the same Senator the Senate voted to re-commit House Bill No. 37 to the Committee on Finance for further consideration.

Committee Reports

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 427, An act relative to the open season and bag limit on pheasants,

having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first six lines and inserting in place thereof the following:

1. *Taking Game Birds.* Amend section 2 of chapter 243 of the Revised Laws, as amended by chapter 42, Laws of 1945, by inserting before the word "pheasants" in the first and third lines the word, male, and by striking out the words "of which not more than one shall be a hen pheasant" so that said section

The report was accepted, amendment adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred Senate Bill No. 9, An act relating to the powers of towns, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Town Appropriations.* Amend paragraph X of section 4, chapter 51, Revised Laws, as amended by section 1, chapter 54, Laws of 1945, by inserting after the word "provide" in the fourth line the words, by gift, deed or otherwise, and by inserting at the end thereof the words, or any other veterans organization, and by striking out the word "or" in the seventh line so that said paragraph as amended shall

The report was accepted, amendment adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Bills Engrossed

The Committee on Engrossed Bills have examined

and found correctly engrossed the following entitled bills:

House Bill No. 55, An act relating to the lien for a poll tax.

House Bill No. 71, An act relating to duties of supervisors of the check-list.

House Bill No. 97, An act relating to registration of and license to drive motor vehicles.

House Bill No. 116, An act repealing provisions relative to temporary disqualification of supervisors of the check-list.

House Bill No. 164, An act relative to military leave for state employees.

House Bill No. 185, An act relating to disqualification of the justices of the supreme court.

House Bill No. 195, An act providing for the amendment of property invoices and tax lists in certain cases.

House Bill No. 229, An act relating to the counting of ballots.

House Bill No. 255, An act relative to prior service credits for state employees who were in the armed services of the United States.

House Bill No. 275, An act relating to elections.

House Bill No. 301, An act providing for the perambulation of the Maine and New Hampshire boundary line.

House Bill No. 307, An act relating to raccoons.

House Bill No. 387, An act relating to compensation of jurors.

House Bill No. 389, An act relative to motor vehicle financial responsibility.

House Bill No. 408, An act relative to credit unions.

House Bill No. 417, An act relating to coasting.

House Bill No. 426, An act to establish monthly return days in the superior court.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, APRIL 30, 1947.

The Senate met according to adjournment.

Leave of Absence

Senator Laraba was granted a leave of absence on account of absence from the state.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 444, An act relative to race meets in towns voting against such activities.

House Joint Resolution No. 11, Joint resolution in favor of Samuel W. Tenofsky.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 49, An act relative to payment of small retirement allowances.

The message further stated that the House of Representatives concurred with the Honorable Senate in

the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 53, An act relating to the retirement system for state employees.

Amend said bill by striking out section 2 and by re-numbering section 3 to read section 2.

On motion of Senator Bean the Senate voted to non-concur in the adoption of the amendment and asked for a committee of conference.

Pursuant to the above motion the President appointed as members of such committee, on the part of the Senate, Senators Bean and O'Malley.

Read and Referred

The following entitled bill and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Revision of Laws:

House Bill No. 444, An act relative to race meets in towns voting against such activities.

To the Committee on Claims:

House Joint Resolution No. 11, Joint resolution in favor of Samuel W. Tenofsky.

Introduction of Bills

Senator Sawyer, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Fisheries and Game:

Senate Bill No. 68, An act relating to damage by game birds and game.

Senator Batchelor, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 69, An act relating to the practice of veterinary medicine.

Committee Reports

Senator Kelley, for the Committee on Judiciary, to whom was referred House Bill No. 285, An act to amend the Tobacco Tax Act, so-called, having considered the same, reported the same with the following amendments and recommended that the bill as amended ought to pass.

Amend said bill by striking out section 11.

Further amend said bill by renumbering sections 12, 13 and 14 to read sections 11, 12 and 13, respectively.

Further amend said bill by inserting after section 13 as thus renumbered the following new section:

14. *Unfair Sales.* Amend chapter 79 of the Revised Laws by inserting at the end thereof the following new section: 20 *Jurisdiction.* The director of the tobacco products division of the State Tax Commission shall have concurrent power to enforce and restrain violations of the provisions of Revised Laws, chapter 204, as they apply to the sale of tobacco products. For the purposes of said chapter 204, the purchases of tobacco products by vending machine operations and sub-jobbers shall be deemed purchases by a wholesaler.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom were referred:

House Bill No. 400, An act relating to conveyances free of the dower, curtesy and homestead rights.

House Bill No. 413, An act relating to water rights in the town of Marlboro.

House Bill No. 435, An act relative to modification of the state employee classification plan.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Committee of Conference Report

The Committee of Conference, to whom was referred Senate Bill No. 35, An act relating to continuation of business of deceased persons, having considered the same, recommended that the Senate recede from its position of non-concurrence in the adoption of the amendment, sent up from the House of Representatives, and that the House recede from its position of adoption of the amendment, and recommended the following amendment:

Amend section 1 of the bill by striking out said section and inserting in place thereof the following: 1. *Administrator or Executor, Authority to Carry on Business.* Amend chapter 352 of the Revised Laws by adding after section 29 the following new subdivision:

Continuation of Business of Decedent

30. *Authorization to Continue Business.* Upon a showing of advantage to the estate the probate court may authorize the executor, administrator or special administrator to continue any business of the decedent for the benefit of the estate, but if the decedent died testate and his estate is solvent the decree shall be subject to the provisions of the will. The decree may

be entered with or without notice, except that if entered without notice it shall be a decree nisi, in which event an order of notice shall issue within five days after the decree, and the decree shall become absolute only after notice and hearing, but the conduct of any business pursuant to such decree nisi shall not be invalidated by failure of the court to make such decree absolute. Any decree entered hereunder may be revoked or modified for cause shown at any time. The decree may provide (a) the extent of the liability of the estate, or any part thereof, or of the executor or administrator, for obligations incurred in the continuation of the business; (b) whether liabilities incurred in the conduct of the business are to be chargeable solely to the part of the estate set aside for use in the business or to the estate as a whole; and (c) such other conditions, restrictions, regulations and requirements as may be deemed for the benefit of the estate and of creditors thereof. The authority shall not be granted for more than one year from the date of the appointment of the executor or administrator except that for cause shown the authority may be extended from time to time, but no single extension shall be for more than one year.

RAE S. LARABA,
EMMETT J. KELLEY,

Conferees on the part of the Senate.

ROBERT T. JOHNSON,
GRDNER C. TURNER,
WILLIAM MAYNARD,

Conferees on the part of the House.

On a *viva voce* vote the report of the Committee of Conference was adopted.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 184, An act relating to inspection of apiaries.

Senate Bill No. 42, An act relating to consolidation of banks.

Senate Bill No. 49, An act relative to payment of small retirement allowances.

ALDEGE A. NOEL,
For the Committee.

Personal Privilege

Senator Noel rose to a point of personal privilege and read to the Senate an editorial appearing in a recent out-of-state newspaper, relating to the observance of Fast Day in New Hampshire.

On motion of Senator Gamache, permission was granted for the use of the Senate Chamber for a joint public hearing for Tuesday, May 6, after the morning session, by the Joint Committee, House and Senate, on Public Improvements.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 285, An act to amend the Tobacco Tax Act, so-called.

House Bill No. 400, An act relating to conveyances free of the dower, curtesy and homestead rights.

House Bill No. 413, An act relating to water rights in the town of Marlboro.

House Bill No. 435, An act relative to modification of the state employee classification plan.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, MAY 1, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senators Hewitt and Chandler were granted leaves of absence on account of important business.

Senators Stafford and Laraba were granted leaves of absence on account of absence from the state.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 134, An act to protect freedom in employment.

Read and Referred

The following entitled bill, sent up from the House of Representatives, was read a first and second time, and referred to the Committee on Labor:

House Bill No. 134, An act to protect freedom in employment.

Announcement

President Barnard made the following announcement to the Senate:

In view of the extended debate in the House yesterday on House Bill No. 134, An act to protect freedom in employment, for the convenience of the Senate, as well as for the purpose of giving adequate notice to the public, there will be published in the Journal of the Senate on next Tuesday, a complete list, in their proper sequence and order, of the amendments as adopted in the House yesterday to House Bill No. 134.

Introduction of Bills

Senator Welch, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Public Improvements:

Senate Bill No. 70, An act providing for the changing of a class 2 highway to a class 5 highway.

Senator Spollett, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Agriculture:

Senate Bill No. 71, An act relating to the purchase of milk or cream for resale or manufacture.

Committee Reports

Senator Green, for the Committee on Revision of Laws, to whom were referred:

Senate Bill No. 61, An act relating to the salaries of the judges of probate in the several counties.

House Bill No. 111, An act relating to bribery of participants in professional or amateur games, sports, contests and horse racing.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Laraba, for the Committee on University of New Hampshire and Teachers Colleges, to whom was referred House Bill No. 434, An act relative to the issuance of bonds or notes to forward the building program at the University of New Hampshire, and to be liquidated from university income, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill was referred to the Committee on Finance, under the rules.

Senator Laraba, for the Committee on University of New Hampshire and Teachers' Colleges, to whom was referred House Bill No. 148, An act concerning the appointment of trustees at the University of New Hampshire, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee was adopted.

Senator Gamache, for the Committee on Claims, to whom were referred:

Senate Joint Resolution No. 2, Joint resolution in favor of Mrs. Alice D. Smith.

House Joint Resolution No. 14, Joint resolution in favor of Ralph L. Wheeler.

House Joint Resolution No. 17, Joint resolution in favor of the estate of Stanley F. Rice.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the above entitled joint resolutions were referred to the Committee on Finance under the rules.

Senator Gamache, for the Committee on Claims, to whom were referred:

Senate Joint Resolution No. 4, Joint resolution in favor of Lindsay D. Ferren.

Senate Joint Resolution No. 8, Joint resolution in favor of the Columbia Motor Mileage Corporation.

Having considered the same, reported the same with the following resolution:

Resolved, That they are inexpedient to legislate.

The reports were accepted, and the resolutions of the committee were adopted.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 400, An act relating to conveyances free of the dower, curtesy and homestead rights.

House Bill No. 413, An act relating to water rights in the town of Marlborough.

House Bill No. 435, An act relative to modifications of the state employee classification plan.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 61, An act relating to the salaries of the judges of probate in the several counties.

House Bill No. 111, An act relating to bribery of participants in professional or amateur games, sports, contests and horse racing.

On motion of Senator Noel the following resolution was aropted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10 o'clock, and when it adjourns Saturday morning it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Spollett the Senate adjourned.

SATURDAY, MAY 3, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Saturday, May 3, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, MAY 6, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senator Stafford was granted a leave of absence on account of absence from the state.

Senator Batchelor was granted a leave of absence on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 74, An act relating to the opening and closing of polls.

House Bill No. 308, An act relating to the taking of deer by minors.

House Bill No. 423, An act relating to isolated, abandoned or wasting real estate.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 39, An act relative to retirement benefits for state employees and employees of political subdivisions.

Senate Bill No. 60, An act regarding the closing of certain lakes and ponds for fishing.

The message further stated that the House of Representatives had voted to adopt the Committee of Conference report on Senate Bill No. 35, An act relating to continuation of business of deceased persons.

The message further stated that the House of Rep-

representatives had voted to concur with the Honorable Senate in the adoption of the following concurrent resolution, sent down from the Honorable Senate.

**Concurrent Resolution Endorsing James F. O'Neil for
the Office of National Commander of the
American Legion**

Whereas: James F. O'Neil of Manchester is a candidate for the office of National Commander of the American Legion, said election to be held at the National Convention of that organization in New York, in August, 1947, and

Whereas: Mr. O'Neil is one of the outstanding citizens of our state and has contributed much to the welfare of our inhabitants and the development of the resources of New Hampshire, particularly in the field of aviation, having served as Chairman of the State Board of Aviation for many years, and

Whereas: the work of Mr. O'Neil as Chairman and Vice Chairman of the Americanism Commission is not only well known to the citizens of the State of New Hampshire, but has attained national recognition, not only in the improvement of the education of our youth, but in the institution and continuance of the Junior American Legion baseball program which has become a national institution, and

Whereas: Mr. O'Neil's sound judgment and ability has recently been recognized by his appointment to the Amnesty Board to consider the cases of conscientious objectors, said appointment having been made by the President of the United States, and said Board consisting of only three members, the others being former Justice Roberts of the Supreme Court of the United States and Mr. Willard Smith, former President of the American Bar Association.

Now Therefore Be It Resolved That the General Court of New Hampshire does hereby unanimously endorse the candidacy of James F. O'Neil for National Commander of the American Legion, in recognition of his outstanding position in the State of New Hampshire, and with full confidence that he will serve the American Legion well, and in serving that great organization will also promote the interests of his country.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

Senate Bill No. 9, An act relating to the powers of towns.

House Bill No. 427, An act relative to the open season and bag limit on pheasants.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 285, An act to amend the Tobacco Tax Act, so-called.

House Bill No. 299, An act relative to insurance brokers.

House Bill No. 364, An act relating to institutional guardians.

House Bill No. 380, An act relating to a state fish and game refuge on the Bear Brook area.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time; and referred:

To the Committee on Elections:

House Bill No. 74, An act relating to the opening and closing of polls.

To the Committee on Fisheries and Game:

House Bill No. 308, An act relating to the taking of deer by minors.

To the Committee on Revision of Laws:

House Bill No. 423, An act relating to isolated, abandoned or wasting real estate.

Introduction of Bill

Senator Cummings, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 73, An act relative to the width of pulp truck loads.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 111, An act relating to bribery of participants in professional or amateur games, sports, contests and horse racing.

House Bill No. 364, An act relating to institutional guardians.

House Bill No. 427, An act relative to the open season and bag limit on pheasants.

Senate Bill No. 9, An act relating to the powers of towns.

Senate Bill No. 39, An act relative to retirement benefits for state employees and employees of political subdivisions.

Senate Bill No. 60, An act regarding the closing of certain lakes and ponds for fishing.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, MAY 7, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senator Stafford was granted a leave of absence on account of absence from the state.

Senator Batchelor was granted a leave of absence on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 57, An act relating to bounty on bears.

House Bill No. 448, An act requiring pre-natal standard serological tests for syphilis.

House Joint Resolution No. 16, Joint resolution extending a certain appropriation for certain grade crossings in Dalton and Whitefield.

House Joint Resolution No. 22, Joint resolution in favor of the estate of Benjamin Rush Toland.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 5, An act to authorize the writing of collision, fire and theft insurance.

Senate Bill No. 46, An act relative to the Lee Hook Road in the towns of Lee, Durham and Newmarket.

Senate Bill No. 55, An act relative to the Groton Road Route No. 111A in the city of Nashua.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following House bills, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 285, An act to amend the Tobacco Tax Act, so-called.

Amend section 8 of said bill by striking out the first line and inserting in place thereof the following:

8. *Stamps.* Amend section 9, chapter 79, Revised Laws, as amended by chapter 6, Laws of 1947, by striking out

Amend section 10 of said bill by striking out the first line and inserting in place thereof the following:

10. *Prohibition.* Amend sections 11, 12 and 13 of chapter 79 of the Revised Laws by striking

Amend section 11 by striking out the fifth line and inserting in place thereof the following:

sub-jobber to another licensed manufacturer, wholesale or sub-jobber

On motion of Senator Rowell the Senate voted to concur in the adoption of the amendments, sent up from the House of Representatives.

House Bill No. 299, An act relative to insurance brokers.

Amend section 4 of said bill by striking out the first two lines and inserting in place thereof the following:

4. *Compensation Authorized.* Amend chapter 325 of the Revised Laws by inserting after section 43 the following new section: 43-a. *Commissions Permitted.*

On motion of Senator Gay the Senate voted to concur in the adoption of the amendments sent up from the House of Representatives.

Read and Referred

The following entitled bills and joint resolutions sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Fisheries and Game:

House Bill No. 57, An act relating to bounty on bears.

To the Committee on Public Health:

House Bill No. 448, An act requiring pre-natal standard serological tests for syphilis.

To the Committee on Claims:

House Joint Resolution No. 22, Joint resolution in favor of the estate of Benjamin Rush Toland.

To the Committee on Finance:

House Joint Resolution No. 16, Joint resolution extending certain appropriations for certain grade crossings in Dalton and Whitefield.

On motion of Senator Smart, the rules were suspended and the order whereby House Joint Resolution No. 16 was referred to the Committee on Finance, was vacated, and the foregoing entitled joint resolution was

put on its third reading and final passage at the present time.

Introduction of Bill

Senator Laraba, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 72, An act to restrict the use and operation of certain boilers and pressure vessels in the interest of public safety.

Committee Reports

Senator Laraba, for the Committee on Judiciary, to whom was referred House Bill No. 418, An act relating to wrestling, having considered the same, reported the same with the following amendments, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the figures "22" in the second line so that said section as amended shall read as follows:

1. *Wrestling Exhibitions.* Amend sections 11, 17, 18, 19, 20 and 23 of Chapter 172 of the Revised Laws by eliminating therefrom all references to wrestling, thereby removing said exhibitions from the supervision of the Athletic Commission except insofar as permits, licenses, taxes and reports are concerned.

Further amend the bill by inserting a new section to be known as section 2 which shall read as follows:

2. *Control of Wrestling.* Amend Chapter 172 of the Revised Laws by adding after Section 11 the following new section to be numbered 11-A.

11-A. *Wrestling Exhibitions.* The commission may adopt such rules and regulations as it deems advisable to control wrestling exhibitions, subject to the ap-

proval of the Governor and Council. Such rules and regulations shall be adopted upon the basis that wrestling is not a competitive sport, but is entertainment only.

Further amend the bill by renumbering Section 2 to read Section 3.

The report was accepted, amendments adopted, and the bill as amended was referred to a third reading this afternoon at two o'clock.

Senator Laraba, for the Committee on Judiciary, to whom was referred Senate Bill No. 13, An act authorizing the town of Durham to issue serial bonds or notes, having considered the same, reported the same with the following amendments, and recommended that the bill as amended ought to pass.

Amend section 2 of the bill by striking out all after the word "laws" in the fourth line and substituting in place thereof the following: of 1947, Chapter 5, except as hereinafter provided, so that said section as amended shall read as follows:

2. *Issuance of Bonds or Notes.* For the purpose and to the extent set forth in section 1 of this act, said town is hereby authorized and empowered to issue serial notes or bonds in accordance with the remaining provisions of Chapter 72 of the Revised Laws of 1947, Chapter 5, except as hereinafter provided.

Amend section 3 of the bill by inserting after the word Laws, in the third line the following: and in ascertaining and fixing the net debt of the town of Durham, under the provisions of Chapter 72 of the Revised Laws, all indebtedness incurred under the authority of this act shall be deducted, so that said section as amended shall read as follows:

3. *Debt Limit.* The debt authorized by this act shall be exempt from the limitations imposed upon the borrowing capacity of said town by section 7 of Chapter 72 of the Revised Laws, and in ascertaining and

fixing the net debt of the town of Durham, under the provisions of Chapter 72 of the Revised Laws, all indebtedness incurred under the authority of this act shall be deducted.

Amend Section 4 of the bill by inserting after the words and figures "July 1, 1952" in the third line, the following: Provided that the warrant of such meeting shall contain an article calling for the consideration of such approval; and provided further that the requirement in Section 9, Chapter 72 of the Revised Laws to the effect that a majority of all the legal voters must be present and vote at such special meeting, and the limitations set out in section 5 of Chapter 51 of the Revised Laws, shall not be applicable, so that said section as amended shall read as follows:

4. *Takes Effect.* This act shall take effect when approved by a majority of those present and voting at a regular or any special meeting of the voters of said town held on or before July 1, 1952; provided that the warrant of such meeting shall contain an article calling for the consideration of such approval; and provided further that the requirement in section 9, Chapter 72 of the Revised Laws, to the effect that a majority of all the legal voters must be present and vote at such special meeting, and the limitations set out in Section 5 of Chapter 52 of the Revised Laws, shall not be applicable.

The report was accepted.

The Clerk proceeded to read the amendment.

On motion of Senator Laraba, further reading of the amendment was dispensed with, the amendment was adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Hewitt, for the Committee on Labor, to whom was referred House Bill No. 296, An act to encourage and promote the establishment of apprentice-

ship programs in trades and industry, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the above entitled bill was referred to the Committee on Finance under the rules.

Senator Hewitt, for the Committee on Labor, to whom was referred House Bill No. 372, An act relating to the appeal tribunals of the unemployment compensation division, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee was adopted.

Senator Hewitt, for the Committee on Labor, to whom was referred House Bill No. 353, An act providing for employment preferences for widows whose husbands died while in the military or naval service of the United States during World War II, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom was referred House Bill No. 52 (in new draft and new title), An act relating to the taxation of house trailers, trailers, and semi-trailers, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom was referred House Joint Resolution No. 6, Joint resolution to provide for an investigation of the laws relating to tax exemption of real estate

and personal property and to ascertain the total value of property in New Hampshire so exempted, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the above entitled joint resolution was referred to the Committee on Finance, under the rules.

Senator Spollett, for the Joint Committee on Finance and Education, to whom were referred:

House Bill No. 95, An act relating to the state teachers' retirement system.

House Bill No. 376, An act to provide for the inclusion of school nurses in the teachers' retirement system.

House Bill No. 396, An act relating to the teachers' retirement system.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the above entitled bills were ordered to a third reading this afternoon at two o'clock.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 13, An act authorizing the town of Durham to issue serial bonds or notes.

House Bill No. 52 (in new draft and new title), An act relating to the taxation of house trailers, trailers, and semi-trailers.

House Bill No. 95, An act relating to the state teachers' retirement system.

House Bill No. 353, An act providing for employment preferences for widows whose husbands died while in the military or naval service of the United States during World War II.

House Bill No. 376, An act to provide for the inclusion of school nurses in the teachers' retirement system.

House Bill No. 396, An act relating to the teachers' retirement system.

House Bill No. 418, An act relating to wrestling.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, MAY 8, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senator Stafford was granted a leave of absence on account of absence from the state.

Senators Hewitt and Chandler were granted leaves of absence on account of important business.

Senators Batchelor and Gamache were granted leaves of absence on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 72, An act disqualifying straw candidates, so-called.

House Bill No. 152, An act relating to recounts by the secretary of state, extending the time for preparation of ballots and otherwise clarifying the election laws.

House Bill No. 163, An act relating to unemployment compensation as to eligibility conditions for benefits.

House Bill No. 252, An act relating to the ballot-law commission.

House Bill No. 403, An act legalizing the annual town meetings of 1945 and 1946 in the town of Effingham.

House Bill No. 441, An act legalizing certain votes and proceedings at the town meeting in New Durham, March 11, 1947.

House Bill No. 447, An act legalizing the March school district meeting in the town of Swanzey.

House Bill No. 459, An act legalizing the votes and proceedings at the annual election in the town of Hanover.

The message further stated that the House of Representatives refused to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 34, An act providing for the establishment of a police commission in the city of Rochester.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 43, An act legalizing the proceedings at the school meeting in the town of Jaffrey, held on March 10, 1947.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bill with amendment, in the passage of which amendment the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 3, An act authorizing domestic insurance companies to create a guaranty fund.

Amend the bill by striking out the whole of section 1 and inserting in place thereof the following:

1. Amend chapter 322 of the Revised Laws by adding after section 10 the following new sections:

10-a. *Guaranty Fund Established Out of Surplus.* Any mutual insurance company organized under the laws of this state may establish a guaranty fund in any amount not exceeding five hundred thousand dollars (\$500,000) or not to exceed one-half its net policyholders' surplus, whichever is smaller, by appropriation from its net assets. Such guaranty fund shall be considered as paid up capital and be available to meet the obligations of the company, but not to pay dividends or to be otherwise distributed except to meet the obligations of the company when all other assets of the company shall become exhausted.

10-b. *Guaranty Fund Established by Subscription.* Any mutual insurance company organized under the laws of this state may create not more than one guaranty fund by borrowing a sum of money not exceeding five hundred thousand dollars (\$500,000), by the issue of certificates of indebtedness upon such terms as the policyholders shall determine provided that such certificates shall not be divided into classes in any way and that the holders of such certificates shall not be entitled to vote in the direction of the affairs of the company and shall not receive a greater return on their investment than six percent (6%) per annum. The commissioner, upon notice to the company and after hearing its objections, if any, may require any guaranty fund established under this section to be retired when he shall find it is no longer needed for protection of the policyholders.

10-c. *Retirement of Guaranty Fund.* Any mutual insurance company which shall create a guaranty fund

under either of the two preceding sections may, with the approval of the insurance commissioner, reduce or retire such fund in whole or in part, but it may not be otherwise distributed except to pay the obligations of the company.

The Clerk proceeded to read the amendment.

On motion of Senator Green further reading of the amendment was dispensed with.

On motion of Senator Green the Senate voted to concur in the amendment sent down from the House of Representatives.

Read and Referred

The following entitled bills sent down from the House of Representatives were read a first and second time and referred:

To the Committee on Judiciary:

House Bill No. 72, An act disqualifying straw candidates so-called.

House Bill No. 252, An act relating to the ballot law commission.

House Bill No. 441, An act legalizing certain votes and proceedings at the town meeting in New Durham, March 11, 1947.

House Bill No. 447, An act legalizing the March school district meeting in the town of Swanzey.

To the Committee on Elections:

House Bill No. 152, An act relating to recounts by the Secretary of State extending the time for preparation of ballots and otherwise clarifying the election laws.

To the Committee on Labor:

House Bill No. 163, An act relative to unemployment compensation as to eligibility conditions for benefits.

To the Committee on Revision of Laws:

House Bill No. 403, An act legalizing the annual town

meetings of 1945 and 1946 of the town of Effingham.

House Bill No. 459, An act legalizing the votes and proceedings at the annual election in the town of Hanover.

Introduction of Bill

Senator Kelley, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Elections:

Senate Bill No. 74, An act relative to correction of checklists in the city of Berlin.

Introduction of Committee Report

Senator Smart, under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 225, An act relative to the reconstruction of the Hampton Harbor toll bridge, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Committee Reports

Senator Green, for the Committee on Revision of Laws, to whom were referred:

House Bill No. 254, An act relative to form of applications, motor vehicle road toll refunds.

House Bill No. 256, An act relating to the filing of returns in the taxation of incomes.

House Bill No. 280, An act relating to notice in probate proceedings.

House Bill No. 414, An act providing for advance notice of county budget estimates.

House Bill No. 443, An act relative to registration of hairdressing shops.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Daniel, for the Committee on Insurance, to whom were referred:

Senate Bill No. 4, An act to authorize the writing of burglary insurance.

Senate Bill No. 6, An act to provide for certain combinations of business written by insurance companies.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, subject matter covered by other legislation.

The reports were accepted, and the resolution of the committee was adopted.

Senator Daniel, for the Committee on Insurance, to whom was referred House Bill No. 282, An act relative to the provisions of policies of group health and accident insurance, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Daniel, for the Committee on Insurance, to whom was referred Senate Bill No. 56, An act relating to licenses for agents of unlicensed companies, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 by adding at the end of line 14, the following: Such insurance or suretyship placed with an unadmitted company shall be for such amount as the

agent cannot place with an admitted company, and shall not be placed until the agent has first satisfied the insurance commissioner that he cannot procure such insurance in an admitted company, So that said section as amended shall read as follows:

1. Amend Section 25 of Chapter 325 of the Revised Laws by striking out said section and inserting in place thereof the following:

25. *Issue.* The Commissioner, upon the annual payment of a fee of two dollars, may issue licenses to licensed resident agents of the state, subject to revocation at any time, permitting the agent named therein to procure insurance policies and contracts of insurance of suretyship to be effective in this state in foreign insurance companies not authorized to transact business in this state, but which are duly authorized to do business in some state having an insurance commissioner. All such licenses shall expire annually on March thirty-first. Such insurance or suretyship placed with an unadmitted company shall be for such amount as the agent cannot place with an admitted company, and shall not be placed until the agent has first satisfied the insurance commissioner that he cannot procure such insurance in an admitted company.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Spollett, for the Committee on Education, to whom was referred House Bill No. 162, An act to incorporate New England College, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1. *New England College.* Fred T. Connor, Harry

L. Holmes, Milo Farmer, George M. Chase, Mary S. Jameson, James W. Doone, Max Israel, and George W. Boynton, their associates, successors and assigns, hereinafter referred to as the incorporators, are hereby created a body politic and corporate by the name of New England College for educational purposes; and by that name may sue and be sued, prosecute and defend to final judgment and execution, and shall be and hereby are invested with all the powers and privileges, and made subject to all the liabilities of corporations of a similar nature; and may take and hold real and personal estate by purchase, devise, donation, payment or otherwise, for the purposes of said corporation, and at pleasure may lease, sell, mortgage, convey, use, enjoy and dispose of the same; may have a common seal and change the same at pleasure; and may make such by-laws to determine the manner of classifying the trustees and their election, what number less than a majority shall constitute a quorum, and for the management and government of said corporation and the admission and expulsion of trustees as they shall deem necessary and proper, said by-laws being not inconsistent with the laws of this state or nation; and upon any trustee failing to conform to the by-laws so made, such person shall cease to be a trustee; and said corporation may establish in the County of Merrimack, State of New Hampshire, a college for the higher education of men and women to be called New England College, may prescribe the rules for the government of said college, the course of studies to be pursued therein, and may confer upon the graduates and others such degrees, literary titles, honors and distinctions as are usually granted by institutions of like character.

Further amend said bill by striking out section 2 and inserting in place thereof the following new section 2.

SECTION 2. *There Shall be Twenty-four Trustees.* They shall be divided into three classes of eight mem-

bers each. Class one shall hold office until June 1, 1948, class two shall hold office until June 1, 1949, and class three shall hold office until June 1, 1950. At the expiration of the term of office of each of said classes, successors shall be elected for a term of three years by the remaining two classes.

Any vacancy in the board of trustees by death, resignation or otherwise may be filled for the balance of the term at any regular or special meeting of the board by the remaining trustees.

Pending the election of said board of trustees, the management of said corporation shall be in and by said incorporators.

Further amend said bill by striking out section 3 and inserting in place thereof the following:

3. *Incorporators First Meeting.* A majority of said incorporators may call a meeting of said corporation to elect said trustees at such time and place in the state as they may elect by giving the other incorporators at least ten days written notice of said meeting.

The report was accepted.

President Barnard announced that due to the lengthy amendment, and the chairman of the committee being absent, the bill and the accompanying report, unless objection was raised, would be laid on the table for action on Tuesday, May 13.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 285, An act to amend the Tobacco Tax Act, so-called.

House Bill No. 299, An act relative to insurance brokers.

Senate Bill No. 35, An act relating to continuation of business of deceased persons.

Senate Bill No. 46, An act relative to the Lee Hook Road in the towns of Lee, Durham, and Newmarket.

Senate Bill No. 55, An act relative to the Groton Road Route No. 111A in the city of Nashua.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 56, An act relating to licenses for agents of unlicensed companies.

House Bill No. 225, An act relative to the reconstruction of the Hampton Harbor toll bridge.

House Bill No. 254, An act relative to form of applications, motor vehicle road toll refunds.

House Bill No. 256, An act relating to the filing of returns in the taxation of incomes.

House Bill No. 280, An act relating to notice in probate proceedings.

House Bill No. 282, An act relative to the provisions of policies of group health and accident insurance.

House Bill No. 414, An act providing for advance notice of county budget estimates.

House Bill No. 443, An act relative to registration of hairdressing shops.

On motion of Senator Noel the following resolution was adopted:

Resolved, That when the Senate adjourns today, it be to meet Saturday morning at 10 o'clock, and when it

adjourns Saturday morning, it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Spollett the Senate adjourned.

SATURDAY, MAY 10, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Saturday, May 10, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, MAY 13, 1947.

The Senate met according to adjournment.

President Barnard read to the membership of the Senate a communication which was received from the manager of the Nashua Chamber of Commerce, which communication was referred to the Committee on Public Improvements.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 4, An act relating to the registration of voters in the city of Portsmouth.

House Bill No. 123, An act relating to transportation of fish and game by aircraft.

House Bill No. 142, An act relating to game birds.

House Bill No. 231 (in new draft), An act providing for the registration of architects.

House Bill No. 410, An act relating to license fees.

House Bill No. 457, An act relative to certificate of disability on absentee voting ballot.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 418, An act relating to wrestling.

The message further stated that the House of Representatives had voted to accede to the request of the Honorable Senate for a committee of conference on Senate Bill No. 53, An act relating to the retirement system for state employees.

The Speaker appointed as members of such committee on the part of the House, Messrs. Upton of Concord, Turner of Sullivan and Pickett of Keene.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Judiciary:

House Bill No. 4, An act relating to the registration of voters in the city of Portsmouth.

House Bill No. 231 (in new draft), An act providing for the registration of architects.

House Bill No. 457, An act relative to certificate of disability of absentee voting ballot.

To the Committee on Fisheries and Game:

House Bill No. 123, An act relating to transportation of fish and game by aircraft.

House Bill No. 142, An act relating to game birds.

House Bill No. 410, An act relating to license fees.

Introduction of Bills

Senator Spollett, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Agriculture:

Senate Bill No. 75, An act relating to Bang's disease.

Senator Welch, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 76, An act relative to transference of the powers and duties of the collectors of taxes to the town managers of towns subject to chapter 55, Revised Laws, and voting therefor.

Committee Reports

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred Senate Bill No. 3, An act authorizing domestic insurance companies to create a guaranty fund, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment and the recommendation that the bill, as amended, ought to pass.

Amend said bill by renumbering the paragraphs now numbered 11-a, 11-b and 11-c to read 11, 12, and 13, respectively.

The report was accepted, amendment adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 225, An act relative to the reconstruction of the Hampton Harbor toll bridge, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by striking out the word "and" in the third line and further amend said section by inserting after the figure "1943" the words, and section 1, chapter 10, Laws of 1947.

The report was accepted, amendment adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 353, An act providing for employment preferences for widows whose husbands died while in the military or naval service of the United States during World War II, having considered the same, reported the same under Joint Rule No. 6 with the following amendments and recommended that the bill, as amended, ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act providing for employment preferences for widows and wives of certain veterans of World Wars I and II.

Amend section 1 of said bill by striking out the word "and" in the eighth line and inserting in place thereof the word, or.

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 376, An act to provide for the inclusion of school nurses in the teachers' retirement system, having considered the same, reported the same under Joint Rule No. 6 with the following amendments and recommended that the bill, as amended, ought to pass.

Amend said bill by inserting before section 1 the following:

1. *Teachers' Retirement System.* Amend the Revised Laws by inserting after chapter 136 the following new chapter:

Chapter 136-A.

Amend section 6 of the bill by striking out the words and figures "in sections 2 and 3 hereof" and inserting in place thereof the word, herein.

Amend section 8 by renumbering to read section 2.

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 396, An act relating to the teachers' retirement system, having considered the same, reported the same, under Joint Rule No. 6, with the following amendments and recommended that the bill, as amended, ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relative to retirement benefits for teachers in approved public academies.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Teachers' Retirement System.* Amend chapter 136 of the Revised Laws by inserting after section 7 the following new section:

Further amend section 1 of said bill by inserting

after the word "by" in the 11th line the words paragraph IV, section 8 of chapter 136 of the Revised Laws, as inserted by

Amend section 2 of said bill by striking out the first two lines and inserting in place thereof the following:

2. *Retirement Benefits.* Amend chapter 136 of the Revised Laws by inserting after section 13-b, as inserted by chapter 167 of the Laws of 1945, the following new section:

Further amend said section 2 of the bill by striking out the words "pursuant to" in the 15th line and inserting in place thereof the words, as provided in paragraph IV, section 8, chapter 136, Revised Laws, as inserted by

Amend section 3 of said bill by striking out the same and inserting in place thereof the following:

3. *Superintendent of Schools.* Amend chapter 136 of the Revised Laws by inserting after section 7-a, as hereinbefore inserted, the following new section: 7-b. *Supervision.* The local superintendent of schools shall periodically visit classes and examine general school management in any academy accepting the provisions of section 7-a and he shall report his findings in writing to the board of trustees twice each year.

Amend section 4 of said bill by striking out said section and inserting in place thereof the following:

4. *Appropriation.* Amend chapter 136 of the Revised Laws by inserting after paragraph II of section 2 the following new paragraph: III. In recognition of the public service rendered by teachers in approved public academies of this state eligible for membership in the teachers' retirement association under sections 7-a and 13-c, and as additional compensation to such teachers as avail themselves of the provisions of said sections, the state shall pay on June thirtieth of each year the sum of three thousand dollars to the teachers' retirement fund.

The report was accepted, amendments adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Bills Engrossed

* The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolution:

House Bill No. 95, An act relating to the state teachers' retirement system.

House Bill No. 254, An act relative to the motor vehicle road toll.

House Bill No. 256, An act relating to the filing of returns in the taxation of incomes.

House Bill No. 280, An act relating to notice in probate proceedings.

House Bill No. 282, An act relative to the provisions of policies of group health and accident insurance.

House Bill No. 414, An act providing for advance notice of county budget estimates.

House Bill No. 443, An act relative to registration of hairdressing shops.

Senate Bill No. 43, An act legalizing the proceedings at the school meeting in the town of Jaffrey held on March 10, 1947.

House Joint Resolution No. 16, Joint resolution extending a certain appropriation for certain grade crossings in Dalton and Whitefield.

ALDEGE A. NOEL,
For the Committee.

Taken from the Table

On motion of Senator Hewitt, House Bill No. 162, An act to incorporate New England College, was taken from the table.

The question being stated, Shall the amendments

offered by the Committee on Education be adopted, as printed in the Journal of May 8th?

On a *viva voce* vote the amendments were adopted, and the above entitled bill was ordered to a third reading this afternoon at two o'clock.

Bill Recalled from the Governor

On motion of Senator Rowell the following resolution was adopted:

Resolved, That His Excellency, the Governor, be requested to return to the Senate, for further consideration, House Bill No. 52, in new draft and new title, An act relating to the taxation of house trailers, trailers and semi-trailers.

Bill Returned from the Governor

Pursuant to the above request, His Excellency, the Governor, returned to the Senate, for further consideration, the above entitled bill.

On motion of Senator Rowell, the rules were suspended to allow reconsideration of the vote on House Bill No. 52.

On motion of the same Senator, the Senate voted to reconsider the vote whereby House Bill No. 52, passed.

On motion of the same Senator, the Senate voted to reconsider the vote whereby House Bill No. 52, in new draft and new title, An act relating to the taxation of house trailers, trailers and semi-trailers, was ordered to a third reading.

The bill being on its second reading and open to amendment.

On motion of Senator Rowell, the following amendment was adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Amend section 2 of the bill by striking out said section and inserting in place thereof the following:

2. *House Trailers, Trailers and Semi-Trailers Exempted.* Amend paragraph III of section 16 of chapter 73 of the Revised Laws as amended by section 1 of chapter 82 of the Laws of 1945, by striking out the same and inserting in place thereof the following: III. *Vehicles.* Vehicles in excess of the aggregate value of one hundred dollars, provided, however, that motor vehicles, house trailers and all trailers and semi-trailers used in connection with a vehicle of the tractor type, and farm tractors, shall not be regarded as vehicles.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 52, in new draft and new title, An act relating to the taxation of house trailers, trailers and semi-trailers.

House Bill No. 162, An act to incorporate New England College.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, MAY 14, 1947.

The Senate met according to adjournment.

Leave of Absence

Senator Sawyer was granted a leave of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 17, An act to promote and encourage the growth of forest products and relative to taxation of forest lands.

Committee Reports

Senator O'Malley, for the Committee on Finance, to whom were referred:

House Joint Resolution No. 9, Joint resolution in favor of the State House wildlife exhibit.

House Joint Resolution No. 17, Joint resolution in favor of the estate of Stanley F. Rice.

House Joint Resolution No. 21, Joint resolution relative to a special committee to study causes of ice jams in the Connecticut River.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the joint resolutions were ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom were referred:

Senate Bill No. 66, An act permitting Saturday closing for any or all state departments.

Senate Bill No. 73, An act relative to the width of pulp truck loads.

House Bill No. 447, An act legalizing the March school district meeting in the town of Swanzey.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom was referred House Bill No. 45 (in new draft and new title), An act granting school districts temporary emergency exemption from certain provisions of the municipal bonds statute, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Daniel, for the Committee on Agriculture, to whom was referred Senate Bill No. 71, An act relating to the purchase of milk or cream for resale or manufacture, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee was adopted.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills and joint resolutions were read a third time and passed:

Senate Bill No. 66, An act permitting Saturday closing for any and all state departments.

Senate Bill No. 73, An act relative to the width of pulp truck loads.

House Bill No. 45 (in new draft and new title), An act granting school districts temporary emergency exemption from certain provisions of the municipal bonds statute.

House Bill No. 447, An act legalizing the March school district meeting in the town of Swanzev.

House Joint Resolution No. 9, Joint resolution in favor of preservation of the State House wildlife exhibit.

House Joint Resolution No. 17, Joint resolution in favor of the estate of Stanley F. Rice.

House Joint Resolution No. 21, Joint resolution relative to a special committee to study causes of ice jams in the Connecticut River.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, MAY 15, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senators Hewitt and Chandler were granted leaves of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 241 (in new draft), An act to provide for the voluntary registration of real estate brokers and salesmen.

House Bill No. 283, An act relating to firearms and artificial lights.

House Bill No. 442, An act relating to the tobacco tax.

House Bill No. 445, An act legalizing the votes and proceedings at the town meeting held in the town of Brentwood, March 11, 1947.

House Bill No. 541, An act relative to life, accident and health insurance benefits for employees of the city of Laconia.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following bill, sent down from the Honorable Senate:

Senate Bill No. 58, An act repealing the charter of the Citizens Guaranty Savings Bank.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following bills with amendments, in the passage of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 20, An act relative to capital stock of trust companies.

Amend said bill by inserting after section 4 the following new section:

5. *Directors.* Amend section 30 of chapter 313 of the Revised Laws by striking out said section and inserting in place thereof the following:

30. *Directors.* No person shall be a director of any such corporation unless he is a stockholder thereof, owning in his own right not less than one thousand dollars of the par value of unpledged stock. A majority of the directors shall be citizens of and residents in the town or city where said corporation is located.

Further amend said bill by renumbering section 5 to read section 6.

On motion of Senator Spollett the Senate voted to concur in the amendments to the above entitled bill, sent up from the House of Representatives.

Senate Bill No. 40, An act relative to the appointment of highway agents.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act to clarify the relationship between selectmen and highway agents.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Clarification.* Amend section 8, Part 16, chapter 188, Laws of 1945, by striking out said section and inserting in place thereof the following: 8. *Oath; Bond; Supervision.* Highway agents and expert highway agents shall be sworn to the faithful discharge of their duty, give bonds to the satisfaction of the selectmen for the faithful performance of the duties of the office, and be responsible to them for the expenditure of money and the discharge of their duties generally. The selectmen may supervise the methods and manner of performance of such agents. If any highway agent shall intentionally or deliberately refuse or neglect to comply with lawful instructions of the selectmen, or shall intentionally or deliberately refuse or neglect to carry out the duties prescribed by law for highway agents after written request by the selectmen, the selectmen may remove such agent from office. The selectmen shall file a copy of any such order of removal, under their hands, with the town clerk.

2. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Rowell the Senate voted to concur in the amendments to the above entitled bill sent up from the House of Representatives.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 52 (in new draft and new title), An act relating to the taxation of house trailers, trailers, and semi-trailers.

The message further stated that the House of Representatives refused to concur with the Honorable

Senate in its amendments to the following entitled bill and asked for a committee of conference, House Bill No. 162, An act to incorporate New England College, and the Speaker has appointed as members of such committee on the part of the House, Messrs. Boynton of Hillsboro, Upton of Concord and Silver of Plymouth.

On motion of Senator Spollett the Senate voted to accede to the request of the House for a committee of conference on the above entitled bill.

Pursuant to the above request the President appointed as members of such committee on the part of the Senate, Senators Spollett and Hewitt.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 225, An act relative to the reconstruction of the Hampton Harbor toll bridge.

House Bill No. 353, An act providing for employment preferences for widows whose husbands died while in the military or naval service of the United States during World War II.

House Bill No. 376, An act to provide for the inclusion of school nurses in the teachers' retirement system.

House Bill No. 396, An act relating to the teachers' retirement system.

Senate Bill No. 3, An act authorizing domestic insurance companies to create a guaranty fund.

The message further stated that the House of Representatives had voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendment the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 5, An act to authorize the writing of collision, fire and theft insurance.

Amend section 1 of said bill by striking out the first six lines and inserting in place thereof the following:

1. *Insurance Companies.* Amend Paragraph V of section 1 of chapter 322 of the Revised Laws by adding at the end thereof the words, and on motor vehicles and aircraft, their fittings and contents and use and occupancy, against loss or damage from accident, collision, fire, theft or other casualty, so that said paragraph as amended shall read as follows:

On motion of Senator Green the Senate voted to concur in the amendment offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate.

House Bill No. 380, An act relating to a state fish and game refuge on Bear Brook area.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Fish and Game Refuge.* Amend section 12-a of chapter 246 of the Revised Laws, as inserted by chapter 158 of the Laws of 1943, by striking out said section and inserting in place thereof the following: 12-a. *Bear Brook.* The limitations as to the area within refuges on publicly owned lands and as to distances between refuges as provided for in section 11 of this chapter shall not prohibit the establishment of a game refuge on the Bear Brook area so called in the towns of Allenstown, Deerfield, Candia and Hooksett transferred from the United States to the State of New Hampshire for public park, recreational and conserva-

tion purposes, provided that not less than two thousand acres within the boundaries of the area shall be open to hunting according to the laws of this state from November fifteenth to March fifteenth and that all of said area shall be open to fishing in accordance with the laws of this state. If such a refuge is established, the expense of policing the refuge shall be assumed by the director.

On motion of Senator Cummings the Senate voted to concur in the amendments offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

Read and Referred

The following bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Judiciary:

House Bill No. 241, in new draft, An act providing for the voluntary registration of real estate brokers and salesmen.

House Bill No. 445, An act legalizing the votes and proceedings at the town meeting held in the town of Brentwood, March 11, 1947.

To the Committee on Fisheries and Game:

House Bill No. 283, An act relating to firearms and artificial lights.

To the Committee on Ways and Means:

House Bill No. 442, An act relating to the tobacco tax.

To the Committee on Insurance:

House Bill No. 451, An act relative to life, accident and health benefits for the employees of the city of Laconia.

Introduction of Bill

Senator Laraba, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 77, An act relative to medical referees, autopsies and inquests.

Committee Reports

Senator O'Malley, for the Committee on Finance, to whom were referred:

House Bill No. 434, An act relative to the issuance of bonds or notes to forward the building program at the University of New Hampshire, and to be liquidated from university income.

House Joint Resolution No. 14, Joint resolution in favor of Ralph L. Wheeler.

House Joint Resolution No. 18, Joint resolution directing the State Planning and Development Commission to study the problems of the smaller communities.

Having considered the same, reported the same without amendment, and recommended their passage.

The reports were accepted, and the bill and joint resolutions were ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred Senate Joint Resolution No. 2, Joint resolution in favor of Mrs. Alice D. Smith, having considered the same, reported the same with the following amendment and recommended that the joint resolution, as amended, ought to pass.

Amend the joint resolution by striking out the words "fifty-two" in the first line and substituting in place thereof the word thirty, and by striking out the words and figures "ten thousand six hundred and eight

dollars (\$10,608) in the sixth and seventh lines and substituting in place thereof the words and figures six thousand one hundred and twenty dollars (\$6,120); so that said joint resolution as amended shall read:

That the sum of thirty dollars per month be paid to Alice D. Smith of North Main Street, Laconia, N. H., widow of Austin P. Smith, for a total period of seventeen years from November 17, 1945, in lieu of retirement allowance by reason of forty-two years service of Austin P. Smith at the Laconia State School. The sum of six thousand one hundred and twenty dollars (\$6,120) is hereby appropriated for payment of such monthly sums, and the governor is hereby authorized to draw his warrants for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

The report was accepted, amendment adopted, and the joint resolution as amended was ordered to a third reading this afternoon at two o'clock.

Senator Spollett, for the Committee on State Hospital and Laconia State School, to whom was referred House Bill No. 290, An act relative to mentally incompetent persons, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom were referred:

House Bill No. 328, An act relating to housing authorities.

House Bill No. 439, An act relating to housing authorities.

House Bill No. 441, An act legalizing certain votes and proceedings at the town meeting in New Durham, March 11, 1947.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Transportation, to whom was referred House Bill No. 187, An act relative to motor vehicle transportation fees, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by adding at the end thereof the following: Trucks so registered shall not be used for the transportation of wood and lumber for sale other than from such farms on which the production of wood and lumber is incidental to other farm operations, nor shall such trucks be used for the retail delivery of milk; so that said section as amended shall read:

1. *Fees.* Amend paragraph III of section 1 of chapter 118 of the Revised Laws by inserting after the word "vehicle" in the first line the words farm trucks, so that the same as amended shall read as follows: III. For each motor vehicle, farm truck or tractor, including trailers and semi-trailers equipped with pneumatic tires, except motor cycles and motor cycle sidecars, and except as provided in paragraph IV, the following rates based on the gross weight of the vehicle and load: All vehicles and load not exceeding four thousand pounds, thirty-five cents per hundred pounds; exceeding four thousand and not exceeding six thousand pounds, forty-five cents per hundred pounds, exceeding six thousand pounds and not exceeding eight thousand pounds, fifty cents per hundred pounds, exceeding eight thousand pounds, sixty cents per hundred pounds. For all vehicles equipped with hard rubber tires the sum of twenty cents per hun-

dred pounds shall be added to the above rates. For all vehicles equipped with iron, steel or other hard tires the sum of forty cents per hundred pounds shall be added to the above rates; provided that the minimum fee as provided herein shall be ten dollars for passenger vehicles and fifteen dollars for trucks. Equipment mounted on trucks of which the equipment is an integral part of the unit shall be registered at one third of the above rates. Cement mixers, saw rigs and air-compressors towed by motor vehicles shall pay one tenth of the above rates except when towed exclusively within the limits of a single city or town, in which case no fees for registration shall be collected. In the registration of any tractor to be used in combination with a semi-trailer, the gross weight shall include the weight of such tractor, the weight of the heaviest semi-trailer to be used therewith, and the weight of the maximum load to be carried thereby, and separate registration certificates and plates shall be provided for the tractor and the semi-trailer. For the registration of each additional or extra semi-trailer the fee shall be twenty-five dollars. Trucks so registered shall not be used for the transportation of wood and lumber for sale other than from such farms on which the production of wood and lumber is incidental to other farm operations, nor shall such trucks be used for the retail delivery of milk.

The Clerk proceeded to read the amendment.

On motion of Senator Stafford further reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Morgan, for the Committee on Public Improvements, to whom were referred:

Senate Bill No. 70, An act providing for the changing of a Class II highway to a Class V highway.

Senate Joint Resolution No. 9, Joint resolution relative to repairs to a covered bridge in the town of Stark.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bill and joint resolution were ordered to a third reading this afternoon at two o'clock.

Senator Morgan, for the Committee on Public Improvements, to whom was referred House Bill No. 165, An act relating to the allotment of funds to towns for the maintenance of Class V highways, having considered the same, reported the same with the following amendments and recommended that the bill, as amended, ought to pass.

Amend the bill by inserting after section 1 the following new section to read as follows:

2. Amend section 9, part 13, chapter 188, Laws of 1945, by striking out the same and inserting in place thereof the following:

9. *Use of Allotment.* The sum so allotted shall be used for the care, construction, reconstruction or maintenance of Class V highways, and for no other purpose. Each town shall furnish the highway commissioner, before the first day of July of each year, a report under oath by such town officials as shall be designated by the highway commissioner, on such forms as prescribed by the highway commissioner, showing the manner in which and the locations upon which such funds allotted the preceding year have been expended. No further allotment of such funds shall be made to any town until and unless such report is furnished.

Further amend the bill by renumbering section 2 to read section 3.

The report was accepted, amendments adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Revision of Laws, to whom were referred:

House Bill No. 58, An act relative to penalty for lotteries, gambling and wagers.

House Bill No. 403, An act legalizing the annual town meetings for 1945 and 1946 in the town of Effingham.

House Bill No. 444, An act relative to race meets in towns voting against such activities.

House Bill No. 459, An act legalizing the votes and proceedings at the annual election in the town of Hanover.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Revision of Laws, to whom was referred Senate Bill No. 69, An act relating to the practice of veterinary medicine, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 9 of the bill by striking out the words "The board shall have the right to accept or reject an applicant for examination" in the tenth and eleventh lines of the section, so that said section as amended shall read:

9. *Examinations.* Before such application is granted, said board shall require the applicant to submit to an examination as to his qualifications for such practice, in manner and form and on such subjects as prescribed by said board. Provided, however, that no applicant shall be eligible for such examination until he has satisfied the board that he is a graduate of a

veterinary college, having a course of study of not less than four school years of not less than six months each. The applicant shall further satisfy the board that he is morally and educationally a proper person to be licensed as a veterinary practitioner in the state of New Hampshire. Should an applicant fail to pass a satisfactory examination he shall not be eligible for a second examination within six months.

The report was accepted, amendment adopted, and the bill as amended was referred to the Committee on Finance, under the rules.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 376, An act to provide for the inclusion of school nurses in the teachers' retirement system.

House Bill No. 396, An act relative to retirement benefits for teachers in approved public academies.

House Bill No. 52, An act relating to the taxation of house trailers, trailers and semi-trailers.

House Bill No. 353, An act providing for employment preferences for widows and wives of certain veterans of World Wars I and II.

Senate Bill No. 3, An act authorizing domestic insurance companies to create a guaranty fund.

ALDEGE A. NOEL,
For the Committee.

Introduction of Committee Report

Senator Laraba, under a suspension of the rules, introduced a committee report not previously advertised in the journal.

Senator Kelley, for the Committee on Judiciary, to whom was referred Senate Bill No. 12, An act relative

to service exemption for war veterans, having considered the same, reported the same in new draft and recommended that the bill in new draft be recommitted to the committee.

The report was accepted, the bill in new draft laid on the table to be printed, and recommitted to the Committee on Judiciary.

Resolution

On motion of Senator Marcoux the following resolution was adopted:

Resolved, That the Clerk be instructed to procure transportation to Boston and return for the Committee on Liquor Laws, on May 21, 1947.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills and joint resolutions were read a third time and passed:

Senate Bill No. 70, An act providing for the changing of a class II highway to a class V highway.

Senate Joint Resolution No. 2, Joint resolution in favor of Mrs. Alice D. Smith.

Senate Joint Resolution No. 9, Joint resolution relative to repairs to a covered bridge in the town of Stark.

House Bill No. 58, An act relative to penalty for lotteries, gambling and wagers.

House Bill No. 165, An act relating to the allotment of funds to towns for the maintenance of class V highways.

House Bill No. 187, An act relative to motor vehicle transportation fees.

House Bill No. 290, An act relative to mentally incompetent persons.

House Bill No. 328, An act relating to housing authorities.

House Bill No. 403, An act legalizing the annual town meetings of 1945 and 1946 in the town of Effingham.

House Bill No. 434, An act relative to the issuance of bonds or notes to forward the building program at the University of New Hampshire, and to be liquidated from University income.

House Bill No. 439, An act relating to housing authorities.

House Bill No. 441, An act legalizing certain votes and proceedings at the town meeting in New Durham, March 11, 1947.

House Bill No. 444, An act relative to race meets in towns voting against such activities.

House Bill No. 459, An act legalizing the votes and proceedings at the annual election in the town of Hanover.

House Joint Resolution No. 14, Joint resolution in favor of Ralph L. Wheeler.

House Joint Resolution No. 18, Joint resolution directing the state planning and development commission to study the problems of the smaller communities.

On motion of Senator Noel the following resolution was adopted:

Resolved, that when the Senate adjourns today, it be to meet Saturday morning at ten o'clock, and when it adjourns Saturday morning it be to meet Tuesday morning at eleven o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, MAY 17, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Saturday, May 17, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, MAY 20, 1947

The Senate met according to adjournment.

Leave of Absence

Senator Welch was granted a leave of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 276, An act to provide for the verification of checklists.

House Bill No. 343, An act relative to fees of tax collectors.

House Bill No. 461, An act to empower the public service commission to authorize the transfer, mortgage and operation of the Parker-Young Company public utility department property, rights and franchises.

House Joint Resolution No. 26, Joint resolution relating to the special commission studying the cause and prevention of serious sex crimes.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Judiciary:

House Bill No. 276, An act to provide for the verification of checklists.

To the Committee on Revision of Laws:

House Bill No. 343, An act relative to fees of tax collectors.

To the Committee on Claims:

House Bill No. 461, An act to empower the public service commission to authorize the transfer, mortgage and operation of the Parker-Young Company public utility department property, rights and franchises.

To the Committee on Finance:

House Joint Resolution No. 26, Joint resolution relating to the special commission studying the cause and prevention of serious sex crimes.

Introduction of Bill

Senator Chandler, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read

a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 78, An act relative to salary of treasurer for Merrimack county.

Committee Reports

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 29, An act to encourage and promote the establishment of apprenticeship programs in trades and industry, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred House Joint Resolution No. 6, Joint resolution to provide for an investigation of the laws relating to tax exemption of real estate and personal property and to ascertain the total value of property in New Hampshire so exempted, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Speaker Smart the above entitled joint resolution was recommitted to the Committee on Finance.

Senator Green, for the Committee on Public Health, to whom was referred House Bill No. 94, An act relating to the pollution of water and the disposal of sewage, industrial wastes and other wastes, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance, under the rules.

Senator Marcoux, for the Committee on Elections, to whom were referred:

Senate Bill No. 74, An act relative to correction of checklists in the city of Berlin.

House Bill No. 152, An act relating to recounts by the Secretary of State, extending the time for preparation of ballots and otherwise clarifying the election laws.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred Senate Bill No. 20, An act relative to capital stock of trust companies, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 3 of said bill by striking out the figure "131" in the first line and inserting in place thereof the figure, 313.

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 45, An act granting school districts temporary emergency exemption from certain provisions of the municipal bonds statute, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 8 by striking out the words "new school district bonds" in the third line and inserting in place thereof the words, bonds issued under the provisions of this act.

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 225, An act relative to the reconstruction of the Hampton Harbor toll bridge.

House Bill No. 290, An act relative to mentally incompetent persons.

House Bill No. 380, An act relating to a state fish and game refuge on Bear Brook area.

House Bill No. 403, An act legalizing the annual town meetings of 1945 and 1946 in the town of Effingham.

House Bill No. 441, An act legalizing certain votes and proceedings at the town meeting in New Durham, March 11, 1947.

House Bill No. 447, An act legalizing the March school district meeting in the town of Swanzey.

House Bill No. 459, An act legalizing the votes and proceedings at the annual election in the town of Hanover.

Senate Bill No. 5, An act to authorize the writing of collision, fire and theft insurance.

Senate Bill No. 58, An act repealing the charter of the Citizens Guaranty Savings Bank.

House Joint Resolution No. 14, Joint resolution in favor of Ralph L. Wheeler.

House Joint Resolution No. 17, Joint resolution in favor of the estate of Stanley F. Rice.

Senate Joint Resolution No. 6, Joint resolution authorizing the printing and distributing of forms for the municipal courts of the state.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills and joint resolution were read a third time and passed:

Senate Bill No. 74, An act relative to correction of checklists in the city of Berlin.

House Bill No. 152, An act relating to recounts by the Secretary of State, extending the time for preparation of ballots and otherwise clarifying the election laws.

House Bill No. 296, An act to encourage and promote the establishment of apprenticeship programs in trades and industry.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, MAY 21, 1947.

The Senate met according to adjournment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 263 (in new draft and with new title),
An act relative to auditing accounts of fairs.

Read and Referred

The following entitled bill, sent up from the House of Representatives, was read a first and second time, and referred to the Committee on Revision of Laws:

House Bill No. 263 (in new draft and with new title),
An act relative to auditing accounts of fairs.

Introduction of Bills

Senator Laraba, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 79, An act relating to the nomination of the presidential electors.

Senator Rowell, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bills, which were read a first and second time, laid on the table to be printed, and referred:

To the Committee on Revision of Laws:

Senate Bill No. 80, An act relative to a change of name for Long Pond in the town of Croydon.

To the Committee on Judiciary:

Senate Bill No. 81, An act relating to the powers of appointment.

Senator Noel, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Public Health:

Senate Bill No. 82, An act relative to qualification for the practice of chiropody.

Committee Reports

Senator Kelley, for the Committee on Judiciary, to whom was referred House Bill No. 252, An act relating to the ballot law commission, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

Amend said bill by striking out paragraph I of section 3 and inserting in place thereof the following:

I. When nominations at the primary, as declared by the Secretary of State under section 48, chapter 33, are in apparent conformity with law, they shall be valid, unless changed upon recount as provided by law or unless written objection thereto shall be filed with the Secretary of State within three days succeeding six o'clock in the afternoon of the date of publication of the results of the primary by the Secretary of State under said section 48, or if there is a recount for the office in question, within three days after the declaration of the Secretary of State upon such recount. If written objections are filed, the ballot law commission shall forthwith meet, hear and decide all such objections. The decision of the ballot law commission shall be final as to questions both of law and fact, and no court shall have jurisdiction to review such decision.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 94, An act relating to the pollution of waters and the disposal of sewage, industrial wastes and other wastes, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 2 of said bill by striking out said section and inserting in place thereof the following:

3. *Appropriation.* The sum of forty-five thousand seven hundred fifty-five dollars for the fiscal year ending June 30, 1948, and a sum of thirty-seven thousand six hundred ninety dollars for the fiscal year ending June 30, 1949 is hereby appropriated to carry out provisions of this act.

The governor is hereby authorized to draw his warrant for said sums out of any money in the treasury not otherwise appropriated.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom was referred Senate Bill No. 30, An act relating to the taxation of standing wood and timber, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Spollett, for the Committee on Education, to whom was referred House Bill No. 375, An act limiting the liability of portions of the school district of Charlestown towards maintenance of schoolhouses to those within their own districts, having considered the same, reported the same without amendment and recommended that the bill, as amended, ought to pass.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 439, An act relating to housing authorities, having considered the same, reported the same, under Joint Rule No. 6, with the following amendments and recommended that the bill as amended, ought to pass.

Amend section 7 of said bill by inserting after the word "amend" in the first line the words and figure, section 20 of.

Amend section 8 of said bill by inserting after the word "amend" in the first line the words and figure, section 21 of.

Amend section 9 of said bill by inserting after the word "amend" in the first line the words and figure, section 23 of.

The report was accepted, amendments adopted, and

the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel for the Committee on Engrossed Bills, to whom was referred House Bill No. 296, An act to encourage and promote the establishment of apprenticeship programs in trades and industry, having considered the same, reported the same, under Joint Rule No. 6, with the following amendments and recommended that the bill, as amended, ought to pass.

Amend said bill by inserting before section 1 the following:

1. *Apprenticeship Programs in Trades and Industry.* Amend the Revised Laws by inserting after chapter 212 the following new chapter: Chapter 212-A.

Amend sections 1, 2, 3, and 10 of said bill by striking out the word "act" where it occurs therein and inserting in place thereof the word, chapter.

Amend section 9 of said bill by striking out the word "article" and inserting in place thereof the word, chapter.

Further amend said bill by renumbering sections 11 and 12 to read sections 2 and 3, respectively.

The report was accepted, amendments adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendments.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 9, Joint resolution in favor of preservation of the State House wildlife exhibit, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment and recommended that the joint resolution, as amended, ought to pass.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of one thousand dollars is hereby ap-

propriated for the fiscal year 1947-1948 and a like sum is hereby appropriated for the fiscal year 1948-1949 for the improvement and preservation of the wildlife exhibit in the basement of the state house and the facilities for its display. The sums hereby appropriated shall be expended under the direction of the director of the fish and game department and the governor is authorized to draw his warrant for said sums out of any money in the treasury not otherwise appropriated.

The report was accepted, amendment adopted, and the bill, as amended, sent to the House of Representatives for concurrence in Senate amendment.

Bills and Joint Resolutions Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 58, An act relative to penalty for lotteries, gambling and wagers.

House Bill No. 444, An act relative to race meets in towns voting against such activities.

House Joint Resolution No. 18, Joint resolution directing the state planning and development commission to study the problems of the smaller communities.

House Joint Resolution No. 21, Joint resolution relative to a special committee to study causes of ice jams in the Connecticut river.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 30, An act relating to the taxation of standing wood and timber.

House Bill No. 94, An act relating to the pollution of waters and the disposal of sewage, industrial wastes and other wastes.

House Bill No. 252, An act relating to the ballot law commission.

House Bill No. 375, An act limiting the liability of portions of the school district of Charlestown towards maintenance of school houses to those within their own districts.

On motion of Senator Spollett the Senate adjourned.

THURSDAY, MAY 22, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senators Hewitt and Chandler were granted leaves of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 201, An act relative to tax sales and transfer of tax liens.

House Bill No. 363, An act to free from tolls the so-called Kearsarge Mountain toll road and to further define the authority of the commissioner of highways to regulate traffic, and to reclassify certain roads in the state of New Hampshire.

House Bill No. 450, An act legalizing the school meeting in the town of Lebanon, March 10, 1947.

House Bill No. 455, An act relative to rescinding appropriations made at preceding school meetings.

The message further stated that the House of Representatives had voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendment the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 418, An act relating to wrestling.

Amend section 2 of said bill by striking out the words and figures "to be numbered 11-a."

On motion of Senator Gay, the Senate moved to concur in the adoption of the amendment offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 45 (in new draft and new title), An act granting school districts temporary emergency exemption from certain provisions of the municipal bonds statute.

Senate Bill No. 20, An act relative to capital stock of trust companies.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bills, with amendments, in the passage of which amendments the House

of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 13, An act authorizing the town of Durham to issue serial notes or bonds.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Issuance of Bonds or Notes.* For the purpose and to the extent set forth in section 1 of this act, said town is hereby authorized and empowered to issue serial notes or bonds in accordance with the remaining provisions of chapter 72 of the Revised Laws, as amended by chapter 5, Laws of 1947, except as hereinafter provided.

Amend section 4 of said bill by striking out the same and inserting in place thereof the following:

4. *Takes Effect.* This act shall take effect when approved by a majority of those present and voting at a regular or any special meeting of the voters of said town held on or before July 1, 1952; provided that the warrant of such meeting shall contain an article calling for the consideration of such approval; and provided further that the requirement in section 9, chapter 72 of the Revised Laws, to the effect that a majority of all the legal voters must be present and vote at such special meeting, and the limitations set forth in section 5 of chapter 51 of the Revised Laws, shall not be applicable.

On motion of Senator Smart the Senate voted to concur in the adoption of the amendments, sent up from the House of Representatives.

Senate Bill No. 33, An act relative to the director of the Fish and Game Department.

2. *Term of Office.* Amend said chapter 240 of the Revised Laws by inserting after section 8 the following new section: 8-a. *Removal.* A director shall not be removed from office as long as he shall be of good

behavior except for such cause as will promote the efficiency of the Fish and Game Department and then only after written petition therefor and public hearings thereon as hereinafter provided. If removal is sought the commission shall give notice in writing to the director of the reasons for said removal and shall also give notice to the governor and council of a public hearing to be held on said removal proceedings. Said hearings shall be held before the governor and council and the members of the fish and game commission and it shall require a majority vote of this joint committee composed of the governor, council and fish and game commission, present at said hearing, before said removal shall be effective. Provided, that no such hearing shall be held between the last Wednesday of December of even-numbered years and the second Wednesday of January of odd-numbered years.

On motion of Senator Welch the Senate refused to concur in the adoption of the amendment, sent up from the House of Representatives, and asks for a Committee of Conference.

Pursuant to the above request the President appointed as members of such committee, on the part of the Senate, Senators Welch and Cummings.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Revision of Laws:

House Bill No. 201, An act relative to tax sales and transfer of tax liens.

House Bill No. 455, An act relative to rescinding appropriations made at preceding school meetings.

To the Committee on Public Improvements:

House Bill No. 363, An act to free from tolls the so-

called Kearsarge Mountain toll road and to further define the authority of the Commissioner of Highways to regulate traffic, and to reclassify certain roads in the State of New Hampshire.

To the Committee on Judiciary:

House Bill No. 450, An act legalizing the school meeting in the town of Lebanon, March 10, 1947.

Introduction of Bill

Senator Laraba, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 83, An act relative to compensation for jurors for expenses.

Senator Laraba moved that the rules be suspended, printing and reference to committee be dispensed with, and the above entitled bill be ordered to a third reading this afternoon at two o'clock.

Committee Reports

Senator Kelley, for the Committee on Fisheries and Game, to whom were referred:

House Bill No. 308, An act relating to the taking of deer by minors.

House Bill No. 283, An act relating to firearms and artificial lights.

House Bill No. 123, An act relating to transportation of fish and game by aircraft.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred House Bill No. 410, An act relating to license fees, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Cummings the bill and the accompanying report was recommitted to the Committee on Fisheries and Game.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 68, An act relating to damage by game birds and game, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

On motion of Senator Cummings, the bill and the accompanying report was recommitted to the Committee on Fisheries and Game.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 67, An act relative to setting traps, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by inserting after the word "Ammonoosuc" in the seventh line the word Magalloway; so that said section as amended shall read:

1. *Setting Traps.* Amend section 12, chapter 244, of the Revised Laws by striking out the entire section and inserting in place thereof the following: 12. *Setting Traps.* No person shall set or arrange any trap upon any land of which he is not the owner or occupant, except below the high water mark in natural

lakes or ponds of over ten acres or from a boat or on the ice in the following rivers: Connecticut, Merrimack, Androscoggin, Pemigewasset, Contoocook, Lamprey, Pow Wow, Cocheco, Merrymeeting, Ashuelot, Piscataqua, Salmon Falls, Exeter, Winnepesaukee, Nashua, Souhegan, Ammonoosuc, Magalloway, and Suncook, until he shall have secured from the owner or occupant a permit in writing signed by said owner or occupant, and until he shall have filed with the Conservation Officer in whose territory the person is going to trap a copy thereof, together with a description of the land on which trapping is to be done, before he sets or arranges any traps. All metal traps shall have stamped or engraved thereon, in a legible and permanent manner, the name of the person setting them. No person shall set or arrange any trap in a public way, cart road, or path, commonly used as a passageway by human beings or domestic animals. No person shall set or arrange any trap in or under any bridge, ditch or drainage system, whether artificial or natural, within the limits of the right-of-way of any public highway.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third heading this afternoon at two o'clock.

Senator Gamache, for the Committee on Claims, to whom were referred:

House Joint Resolution No. 10, Joint resolution in favor of Angelo Chiovitte.

House Joint Resolution No. 11, Joint resolution in favor of Samuel W. Tenofsky.

House Joint Resolution No. 22, Joint resolution in favor of the estate of Benjamin Rush Toland.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the above entitled

joint resolutions were referred to the Committee on Finance under the rules.

Senator Daniel, for the Committee on Insurance, to whom were referred:

House Bill No. 234, An act relative to limitation on amount of fraternal benefit society payments.

House Bill No. 300, An act relating to accident and health insurance.

House Bill No. 305, An act relating to the powers of insurance companies.

Having considered the same, reported the same without amendment, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Daniel, for the Committee on Insurance, to whom was referred House Bill No. 291, An act defining group life insurance, having considered the same, reported the same with the following amendment, and recommended its passage:

Amend subsection 14a (2) (d) of section 1 in line 111 of the printed bill by striking out the figures "\$5,000" and inserting in place thereof the figures, \$10,000, so that said subsection as amended shall read as follows:

(d) The amount of insurance on the life of any debtor shall at no time exceed the amount owed by him which is repayable in installments to the creditor, or \$10,000, whichever is less.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom was referred Senate Joint Resolution No. 10, Joint resolution providing for an interim committee to study the overall tax structure, having considered the same, reported the same with the following

amendment and recommended that the joint resolution, as amended, ought to pass.

Amend the joint resolution by striking out all after the resolving clause and substituting therefor the following:

That a committee of five members be appointed as hereinafter provided, to study all phases of taxation in the state. Said committee shall be appointed by the governor, with the advice and consent of the council. Said committee shall make a careful study of present taxes, tax income from all sources and possibilities of future revenue, and may employ such clerical or expert assistants as they may determine necessary. The members of said committee shall serve without compensation, but shall be reimbursed for their necessary expenses when engaged in business of said committee. Said committee shall report its findings and recommendations to the next session of the legislature. The sum of ten thousand dollars (\$10,000) or so much thereof as may be necessary is hereby appropriated to carry out the purposes of this resolution and the governor is authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

The report was accepted, amendment adopted, and the bill, as amended, was referred to the Committee on Finance, under the rules.

Senator Daniel, for the Committee on Agriculture, to whom was referred Senate Bill No. 75, An act relating to Bang's disease, having considered the same, reported the same with the following amendments and recommended that the bill, as amended, ought to pass.

Amend section 1 of the bill by striking out the word "reactors" in the ninth line and substituting in place thereof the word, herd.

Further amend section 1 of the bill by inserting after the word "commissioner" in the tenth line, the follow-

ing new sentence: Reactors must be retained in barn or enclosure approved by the commissioner.

Further amend section 1 of the bill by inserting after the word "another" in the fifteenth line, the following new sentence: An owner selecting this alternate plan shall not be paid any indemnity upon disposal of any reactors, so that said section as amended shall read as follows:

1. *Retention of Reactors.* Amend Chapter 229 of the Revised Laws by adding after Section 46 the following new section: 46-b. *Alternate Plan.* Upon written notice to the commissioner within five days after receipt of the results of tests any owner of a herd may elect to retain the reactors shown by such tests for a period not to exceed five years, in which case all reactors shall be permanently identified by hot iron brand with the letter B on the left jaw not less than three inches high and two inches wide and by the insertion in the left ear of a reactor tag, all calves born of such herd shall be vaccinated, and the entire herd shall be placed under quarantine subject to being moved only upon permit issued by the commissioner. Reactors must be retained in barn or enclosure approved by the commissioner. Before any herd may be placed under this plan a blood test shall be made of the entire herd to determine the status of the herd and aid in the selection of the plan most suitable. The owner is required to submit his herd for the test for that purpose and to aid in the eradication of brucellosis. An owner may select either plan and change from one to another. An owner selecting this alternate plan shall not be paid any indemnity upon disposal of any reactors. The commissioner may make such reasonable rules and regulations as may be necessary to accomplish the purposes of this section.

Further amend the bill by adding a new section 46-c as follows:

46-C. *Pasteurization*. Notwithstanding any provisions of law to the contrary, milk from such herds as adopt this alternate plan including milk from such reactors may be sold to consumers, but only after being pasteurized.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred Senate Bill No. 40, An act to clarify the relationship between selectmen and highway agents, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by inserting after the figure "16" in the first line the words and figures, chapter 90 of the Revised Laws, as inserted by.

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 45, An act granting school districts temporary emergency exemption from certain provisions of the municipal bonds statute.

Senate Bill No. 20, An act relative to capital stock of trust companies.

Senate Bill No. 57, An act establishing a state tree for New Hampshire.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 67, An act relative to setting traps.

Senate Bill No. 75, An act relating to Bangs disease.

House Bill No. 123, An act relating to transportation of fish and game by aircraft.

House Bill No. 234, An act relative to limitation on amount of fraternal benefit society payments.

House Bill No. 283, An act relating to firearms and artificial lights.

House Bill No. 291, An act defining group life insurance.

House Bill No. 300, An act relating to accident and health insurance.

House Bill No. 305, An act relating to the powers of insurance companies.

House Bill No. 308, An act relating to the taking of deer by minors.

On motion of Senator Noel the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10:00 o'clock and when it adjourns Saturday morning it be to meet Tuesday morning at 11:00 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, MAY 24, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Saturday, May 24, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, MAY 27, 1947.

The Senate met according to adjournment.

Senator Smart in the Chair.

Leave of Absence

Senator Stafford was granted a leave of absence on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 196, An act relating to the salaries of clerks of municipal courts.

House Bill No. 406, An act relating to court stenographers.

House Bill No. 238, An act to increase the compensation of the clerk of the Manchester municipal court.

House Bill No. 404, An act relative to the salary of the mayor of the city of Portsmouth.

House Bill No. 462, An act relative to the Girls' Club of Manchester, New Hampshire.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 59, An act relating to clerk hire in the office of sheriff for Hillsborough County.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 63, An act relating to the control of navigation at Rye Harbor and the inlet thereto.

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1. *Control of Navigation.* Amend chapter 182 of the Revised Laws by inserting after section 13 the following new sub-division:

Rye Harbor, Harbor Inlet and Little Harbor

13-a. *Harbor-Masters.* The New Hampshire Shore and Beach Preservation and Development Commission shall annually choose harbor-masters whose duties shall be to oversee Rye Harbor, Little Harbor and the inlets thereto, to preserve and regulate navigation within said waters, to assign moorings, require the same to be kept in safe condition, to require the removal of vessels if necessity or an emergency arises, and to inquire into and prosecute all offenses under section

13-c hereof. For the purposes hereof the said New Hampshire Shore and Beach Preservation and Development Commission may make such reasonable rules and regulations as it shall deem proper. Said harbor-masters shall receive for their services such salary as said towns may determine and pay.

13-b. *Definition.* The word "vessel" as used in this sub-division shall include boats of all sizes propelled by sail, machinery or hand, scows, dredgers, shellfish cars and craft of every kind.

13-c. *Penalty.* Whoever violates any of the rules and regulations of the harbor-masters promulgated under the authority of section 13-s, or refuses or neglects to obey the lawful and reasonable orders of the harbor-masters, or resists them in the execution of their duties, shall be fined not more than fifty dollars. All fines collected under the provisions of this section shall be forwarded by the court collecting the same to the treasurers of the towns of Rye and New Castle to be applied to the general funds of the said towns.

13-d. The New Hampshire Shore and Beach Preservation and Development Commission is hereby empowered to appoint said harbor-masters who shall serve in said capacity for the term of one year or until their successors are chosen and qualified.

On motion of Senator Laraba the Senate voted to concur in the adoption of the amendments, sent up from the House of Representatives.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Revision of Laws:

House Bill No. 196, An act relating to the salaries of clerks of municipal courts.

House Bill No. 238, An act to increase the compensation of the clerk of the Manchester Municipal Court.

To the Committee on Towns and Counties:

House Bill No. 404, An act relative to the salary of the mayor of the city of Somersworth.

To the Committee on Finance:

House Bill No. 406, An act relating to court stenographers.

To the Committee on Judiciary:

House Bill No. 462, An act relative to the Girls' Club of Manchester, New Hampshire.

Introduction of Bills

Senator Colburn, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 84, An act relating to actions against landlords.

Senator Green, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Fisheries and Game:

Senate Bill No. 85, An act relative to rules and regulations made by the Fish and Game Director for taking fish.

Senator Bean, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Public Health:

Senate Bill No. 86, An act relative to the sale of barbiturates.

Senator Batchelor, under a suspension of the rules, sixteen senators actually having voted in favor thereof,

introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 87, An act relative to the change in the classification of a highway in Alstead and Gilsum.

Committee Reports

Senator Kelley, for the Committee on Judiciary, to whom were referred:

Senate Bill No. 2, An act relative to the Keene Union School District.

House Bill No. 77, An act authorizing the Bristol School District to issue serial notes or bonds.

Senate Bill No. 7, An act authorizing the Newport School District to issue notes or bonds.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, subject matter covered by House Bill No. 45.

The reports were accepted, and the recommendation of the committee adopted.

Senator Laraba, for the Committee on University of New Hampshire and Teachers' Colleges, to whom was referred House Bill No. 415, An act relative to tuition for Plymouth and Keene Teachers' Colleges, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Majority-Minority Report

A majority of the Committee on University of New Hampshire and Teachers' Colleges, to whom was referred House Bill No. 433, An act relative to non-resident students at the University of New Hampshire,

having considered the same, reported the same without amendment and recommended its passage.

J. GUY SMART,
PAUL B. GAY,
ASA H. MORGAN,
CHARLES H. DANIEL,

For a Majority of the Committee.

A minority of the Committee on University of New Hampshire and Teachers' Colleges, to whom was referred House Bill No. 433, An act relative to non-resident students at the University of New Hampshire, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

RAE S. LARABA,

For a Minority of the Committee.

The report of the majority was accepted.

Senator Laraba moved that the report of the minority, inexpedient to legislate, be substituted for that of the majority ought to pass.

(Discussion ensued)

Question being stated, Shall the report of the minority be substituted for that of the majority?

Senator Laraba requested a division.

Thirteen senators having voted in the affirmative, and six senators having voted in the negative, the affirmative prevailed, and the report of the minority inexpedient to legislate, was substituted for that of the majority, ought to pass.

Senator Kelley, for the Committee on Transportation, to whom was referred House Bill No. 425, An act relative to dealers in trailers, semi-trailers, and

tractors, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 434, An act relative to the issuance of bonds or notes to forward the building program at the University of New Hampshire, and to be liquidated from University income, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by striking out the first six lines and inserting in place thereof the following:

1. *Bonds or Notes Authorized.* In order to provide funds to forward the building program at the University of New Hampshire, the governor, upon receipt of a request from the board of trustees of the university, and by and with the consent of the council, may direct the state treasurer to borrow upon the faith and credit of the state a sum not exceeding two million

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler for the Committee on Engrossed Bills, to whom was referred House Bill No. 123, An act relating to transportation of fish and game by aircraft, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended that the bill, as amended, ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relative to powers of fish and game conservation officers to search without warrant.

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 152, An act relating to recounts by the secretary of state, extending the time for preparation of ballots and otherwise clarifying the election laws.

House Bill No. 234, An act relative to limitation on amount of fraternal benefit society payments.

House Bill No. 283, An act relating to firearms and artificial lights.

House Bill No. 300, An act relating to accident and health insurance.

House Bill No. 308, An act relating to the taking of deer by minors.

House Bill No. 418, An act relating to wrestling.

JOHN P. H. CHANDLER,
For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business-in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 415, An act relative to tuition for Plymouth and Keene teachers' colleges.

House Bill No. 425, An act relative to dealers in trailers, semi-trailers, and tractors.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, MAY 28, 1947.

The Senate met according to adjournment.

Senator Laraba in the Chair.

Leave of Absence

Senator Stafford was granted a leave of absence on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 405, An act to revise the charter of the city of Dover.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills and joint resolution:

Senate Bill No. 40, An act relative to the appointment of highway agents.

House Bill No. 296, An act to encourage and promote the establishment of apprenticeship programs in trades and industry.

House Bill No. 439, An act relating to housing authorities.

House Joint Resolution No. 9, Joint resolution in favor of the State House wildlife exhibit.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 291, An act defining group life insurance.

House Bill No. 165, An act relating to the allotment of funds to towns for the maintenance of class V highways.

House Bill No. 187, An act relative to motor vehicle registration fees.

House Bill No. 94, An act relating to the pollution of waters and the disposal of sewage, industrial wastes and other wastes.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 56, An act relating to licenses for agents of unlicensed companies.

The message further stated that the House of Representatives had voted to accede to the request of the Honorable Senate for a committee of conference on Senate Bill No. 33, An act relative to the director of the fish and game department.

The Speaker appointed as members on such committee, on the part of the House, Messrs. Fernald of Rochester, Daniels of Manchester, and Pickett of Keene.

The message further stated that the House of Representatives had voted to adopt the amendment offered by the Committee on Engrossed Bills to the following Senate bill, in the adoption of which amendment the

House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 59, An act relating to clerk hire in the office of sheriff for Hillsborough county.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Hillsborough County Sheriff's Office.* Amend section 28-a of chapter 380 of the Revised Laws as inserted by chapter 118 of the Laws of 1945 by striking out said section and

On motion of Senator O'Malley the Senate voted to concur in the adoption of the amendment, sent up from the House of Representatives.

Read and Referred

The following entitled bill, sent up from the House of Representatives, was read a first and second time, and referred to the Committee on Revision of Laws:

House Bill No. 405, An act to revise the charter of the city of Dover.

Introduction of Joint Resolution

Senator Gamache, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following joint resolution, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Claims:

Senate Joint Resolution No. 12, Joint resolution relating to repairs to the Kelley's Falls bridge in the city of Manchester.

Committee Reports

Senator O'Malley, for the Committee on Finance, to whom were referred:

House Joint Resolution No. 10, Joint resolution in favor of Angelo Chiovitte.

House Joint Resolution No. 11, Joint resolution in favor of Samuel W. Tenofsky.

House Joint Resolution No. 26, Joint resolution relating to the special commission studying the cause and prevention of serious sex crimes.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the joint resolutions were ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom were referred:

Senate Bill No. 79, An act relating to the nomination of presidential electors.

House Bill No. 3, An act requiring a new registration of voters in the city of Portsmouth.

House Bill No. 4, An act relating to the registration of voters in the city of Portsmouth.

House Bill No. 450, An act legalizing the school meeting in the town of Lebanon, March 10, 1947.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Order Vacated

On motion of Senator Noel the order whereby Senate Joint Resolution No. 12, Joint resolution relating to repairs to the Kelley's Falls bridge in the city of Manchester, was referred to the Committee on Claims was vacated, and the above entitled joint resolution was referred to the Committee on Public Improvements.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills and joint resolutions were read a third time and passed:

Senate Bill No. 79, An act relating to the nomination of presidential electors.

House Bill No. 3, An act requiring a new registration of voters in the city of Portsmouth.

House Bill No. 4, An act relating to the registration of voters in the city of Portsmouth.

House Bill No. 450, An act legalizing the school meeting in the town of Lebanon, March 10, 1947.

House Joint Resolution No. 10, Joint resolution in favor of Angelo Chiovitte.

House Joint Resolution No. 11, Joint resolution in favor of Samuel W. Tenofsky.

House Joint Resolution No. 26, Joint resolution relating to the special commission studying the cause and prevention of serious sex crimes.

On motion of Senator Spollett the Senate adjourned.

THURSDAY, MAY 29, 1947.

The Senate met according to adjournment.

Senator Rowell in the Chair.

Introduction of Guest

Acting President Rowell introduced to the membership of the Senate Mr. C. P. Dale of Oakland Park, Illinois, who was the guest of Senator Butman.

Leaves of Absence

Senators Hewitt, Chandler, Batchelor and Gamache were granted leaves of absence on account of important business.

Senator Stafford was granted a leave of absence on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 126, An act relating to the taking of deer.

House Joint Resolution No. 24, Joint resolution providing for the celebration of the fiftieth anniversary of the Spanish-American War, and the participation therein by the state of New Hampshire.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 123, An act relating to transportation of fish and game by aircraft.

House Bill No. 434, An act relative to the issuance of bonds or notes to forward the building program at the University of New Hampshire, and to be liquidated from the university income.

Read and Referred

The following entitled bill and joint resolution, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Fisheries and Game:

House Bill No. 126, An act relating to the taking of deer.

To the Committee on Military Affairs and Soldiers' Home:

House Joint Resolution No. 24, Joint resolution providing for the celebration of the fiftieth anniversary of the Spanish-American War, and the participation therein by the state of New Hampshire.

Introduction of Bill

Senator Bean, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Public Health:

Senate Bill No. 88, An act relating to narcotics.

Committee Reports

Senator Kelley, for the Committee on Judiciary, to whom was referred:

House Bill No. 72, An act disqualifying straw candidates, so called.

House Bill No. 279, An act relative to the charter of the city of Dover.

Senate Bill No. 76, An act relative to transference of powers and duties of the collectors of taxes to the town managers of towns subject to chapter 55, Revised Laws, and voting therefor.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom was referred Senate Bill No. 72, An act to restrict the use and operation of certain boilers and pressure vessels in the interests of public safety, having considered the same, reported the same with the following amendments and recommended that the bill, as amended, ought to pass.

Amend the title of said bill by striking out the words "and pressure vessels" so that said title as amended shall read as follows:

An Act to restrict the use and operation of certain boilers in the interests of public safety.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Prohibition.* No person, corporation or association shall install or operate under pressure, a boiler not previously located within the state, until application is first filed with the labor commissioner on such form as he may prescribe, and a permit so to do is issued by him. The commissioner shall issue such permit if he finds that such boiler conforms to the requirements of the Boiler Construction Code of the American Society of Mechanical Engineers and that it may be operated without menace to the public safety.

2. *Exceptions.* This act shall not apply to

I. Boilers under federal control,

II. Portable boilers to be used solely on farms for agricultural purposes,

III. Steam boilers to be used exclusively for heating purposes, carrying a pressure of not more than fifteen pounds per square inch,

IV. Hot water boilers carrying a pressure of not more than thirty pounds per square inch,

V. Boilers for use in private residences, and

VI. Compressed air boilers, tanks or vessels.

3. *Penalty.* Any person who violates any of the provisions of this act shall be fined not exceeding five hundred dollars.

4. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendments adopted, and

the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom was referred Senate Bill No. 12 (in new draft), An act relative to service exemption for war veterans, having considered the same, reported the same with the following amendments and recommended that the bill, as amended, ought to pass.

Amend Senate Bill No. 12, in new draft, by striking out section 29-g.

Further amend said bill by striking out section 2 and inserting in place thereof: 2. *Takes Effect*. This act shall take effect April 1, 1948.

The report was accepted, amendments adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Revision of Laws, to whom were referred:

Senate Bill No. 77, An act relative to medical referees, autopsies and inquests.

House Bill No. 200, An act relative to recording payments subsequent to tax sales.

Senate Bill No. 87, An act relative to the change in the classification of a highway in Alstead and Gilsum.

House Bill No. 304, An act in relation to the conduct of tax sales.

House Bill No. 455, An act relative to rescinding appropriations made at preceding school meetings.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Revision of Laws, to whom was referred House Bill No. 201, An act relative to tax sales and transfer of tax liens, having considered the same, reported the same with the fol-

lowing amendments and recommended that the bill, as amended, ought to pass.

Amend section 1 by striking out in line 24 all after the word "authority" and substituting in place thereof the following: may authorize the selectmen or the mayor to transfer any lien taken by the municipality at a tax sale or to convey title to such real estate as may have been acquired by tax collector's deed, under such conditions as may be specified by the town meeting or city council. Such authority, once granted, shall remain in full force and effect until changed, revoked or rescinded by some future town meeting or vote of the city council, so that said section as amended shall read as follows:

1. Chapter 80 of the Revised Laws is hereby amended by striking out the whole of section 32 thereof and inserting the following new section:

32. *Part Owners.* Each person interested with others in any taxable real estate may pay his proportion of the tax assessed thereon, provided that his share or interest therein shall have been definitely determined and recorded in the annual invoice and in the warrant book as committed to the collector. In case of tax delinquency he may pay the taxes upon his share or interest in the property and the residue only may be sold. After the tax sale, and at any time before a deed thereto is given by the collector, he may redeem his interest in the land by paying his assessed proportion of the taxes, accrued interest and costs incident to advertisement and sale of said real estate.

Said chapter 80, Revised Laws, is hereby further amended by inserting a new section to be designated as 32-A and to read as follows:

32-A. *Transfer of Lien: Sale of Property.* No transfer of any tax lien upon real estate acquired by a town or city at a tax collector's sale for non-payment of taxes thereon shall be made to any person by the

municipality during the two-year period allowed for redemption, nor shall title to any real estate taken by a town or city in default of redemption from a tax sale be conveyed to any person unless the town, by majority vote at the annual meeting, or a city council by vote, shall authorize the selectmen or the mayor to transfer such lien or to convey such property by deed under such conditions as may be specified by the town meeting or city council. Such authority may authorize the selectmen or the mayor to transfer any lien taken by the municipality at a tax sale or to convey title to such real estate as may have been acquired by tax collector's deed, under such conditions as may be specified by the town meeting or city council. Such authority, once granted, shall remain in full force and effect until changed, revoked or rescinded by some future town meeting or vote of the city council.

Further amend the bill by striking out all of section 2 and substituting in place thereof the following:

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendments adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 37, An act to encourage promotion and development in the State of New Hampshire, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the committee adopted.

Senator Morgan, for the Committee on Elections, to whom was referred Senate Bill No. 47, in new draft, An act relating to political expenditures, having con-

sidered the same, reported the same, in new draft, and recommended its passage.

The report was accepted, and the bill, in new draft, was laid upon the table to be printed, and re-committed to the Committee on Elections.

Senator Daniel, for the Committee on Towns and Counties, to whom was referred House Bill No. 182, An act relating to the municipal budget law, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred House Bill No. 57, An act relating to bounty on bears, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Committee of Conference Report

The Committee of Conference on Senate Bill No. 33, to whom was referred said bill entitled, "An Act relative to the Director of the Fish and Game Department," having considered the matter, recommended that the House recede from its position in the adoption of the amendment, that the Senate recede from its position of non-concurrence, and that the House and Senate adopt the following amendment to the bill:

Amend section 2 of the bill by striking out the same and inserting in place thereof the following:

2. *Term of Office.* Amend said chapter 240 of the Revised Laws by inserting after section 8 the following new section: 8-a. *Removal.* A director shall not be removed from office as long as he shall be of

good behavior except for such cause as will promote the efficiency of the Fish and Game Department and then only after written petition therefor and public hearings thereon as hereinafter provided. If removal is sought the commission shall give thirty days' notice in writing to the director of the reasons for said removal and shall also give notice to the governor and council of a public hearing to be held on said removal proceedings. Said hearing shall be held before the governor and council and the members of the Fish and Game Commission and it shall require a majority vote of this joint committee composed of the governor, council and Fish and Game Commission, present at said hearing, before said removal shall be effective.

JAMES WELCH,
CURTIS C. CUMMINGS,
Committee for the Senate.

LAURENCE M. PICKETT,
LLEWELLYN F. FERNALD,
JOEL S. DANIELS, SR.,
Committee for the House.

The report of the committee was adopted.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 305, An act relating to the powers of insurance companies, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 4 of said bill by striking out the first seven lines and inserting in place thereof the following:

4. *Authority to Combine.* Amend section 5 of chapter 322 of the Revised Laws by striking out said section and inserting in place thereof the following:
5. *Combination of Business.* Articles of agreement

of such a stock or mutual company may provide for the transaction of any combinations of two or more kinds of insurance authorized by section 1 except that specified by paragraph III of said section which may only be combined with insurance specified in paragraph IV or V, or both. The articles of agreement of

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 375, An act in amendment of chapter 208 of the Laws of 1889 entitled, "An Act limiting the liability of portions of the School District of Charlestown towards maintenance of schoolhouses to those within their own limits," having considered the same, reported the same, under Joint Rule No. 6, with the following amendment and recommended that the bill, as amended, ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to schools in the town of Charlestown.

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 425, An act relative to dealers in trailers, semi-trailers, and tractors, having considered the same, reported the same, under Joint Rule No. 6, with the following amendments and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Definitions Under Motor Vehicle Laws.* Amend paragraph V of section 1 of chapter 115, Revised Laws,

by striking out said paragraph and inserting in place thereof the following: V. "Dealer," every person

Amend section 2 of said bill by striking out the first three lines and inserting in place thereof the following:

2. *Registration.* Amend section 47 of chapter 116, Revised Laws, by adding at the end of said section the words, trailers, semi-trailers, and tractors, so that said section as amended shall read as follows:

Amend sections 3 and 4 of said bill by striking out the figure "115" in the first line of each section and inserting in place thereof the figures, 116.

Amend section 5 of said bill by striking out the figure "115" in the first line and inserting in place thereof the figure, 116, and by inserting after the word, "read" in the third line the words, as follows:

Amend section 6 of said bill by striking out the figure "115" in the first line and inserting in place thereof the figure, 116.

The report was accepted, amendments adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 123, An act relative to powers of fish and game conservation officers to search without warrant.

House Bill No. 296, An act to encourage and promote the establishment of apprenticeship programs in trades and industry.

House Bill No. 415, An act relative to tuition for Plymouth and Keene teachers colleges.

House Bill No. 434, An act relative to the issuance of bonds or notes to forward the building program

at the University of New Hampshire, and to be liquidated from university income.

House Bill No. 439, An act relating to housing authorities.

House Bill No. 450, An act legalizing the school meeting held in the town of Lebanon, March 10, 1947.

Senate Bill No. 40, An act to clarify the relationship between selectmen and highway agents.

Senate Bill No. 59, An act relating to clerk hire in the office of sheriff for Hillsborough county.

House Joint Resolution No. 9, Joint resolution in favor of preservation of the state house wildlife exhibit.

House Joint Resolution No. 11, Joint resolution in favor of Samuel V. Tenefsky.

House Joint Resolution No. 26, Joint resolution relating to the special commission studying the cause and prevention of serious sex crimes.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Marcoux the following resolution was adopted:

Resolved, That the Clerk be authorized to procure transportation for the Committee on State Prison and Industrial School for Wednesday, June 4, to make an inspection of the Industrial School at Manchester.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 12 (in new draft), An act relative to service exemption for war veterans.

Senate Bill No. 72, An act to restrict the use and operation of certain boilers in the interests of public safety.

Senate Bill No. 76, An act relative to transference of the powers and duties of the collectors of taxes to the town managers of towns subject to chapter 55, Revised Laws, and voting therefor.

Senate Bill No. 77, An act relative to medical referees, autopsies and inquests.

Senate Bill No. 87, An act relative to the change in the classification of a highway in Alstead and Gilsum.

House Bill No. 57, An act relating to bounty on bears.

House Bill No. 72, An act disqualifying straw candidates, so called.

House Bill No. 182, An act relating to the municipal budget law.

House Bill No. 200, An act relative to recording payments subsequent to tax sales.

House Bill No. 201, An act relative to tax sales and transfer of tax liens.

House Bill No. 279, An act relative to the charter of the city of Dover.

House Bill No. 304, An act in relation to the conduct of tax sales.

House Bill No. 455, An act relative to rescinding appropriations made at preceding school meetings.

On motion of Senator Noel the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10 o'clock, and when it adjourns Saturday morning it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, MAY 31, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Saturday, May 31, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, JUNE 3, 1947.

The Senate met according to adjournment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 178, An act relating to automobile liability insurance.

House Bill No. 197, An act relating to the salary of the solicitor of Belknap County.

House Bill No. 468, An act relating to the sale of lightning rods.

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House Bill No. 471, An act relating to the pay of the National Guard.

The message further stated that the House of Representatives had voted to adopt the report of the Committee of Conference on Senate Bill No. 33, An act relative to the director of the Fish and Game Department.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 252, An act relating to the ballot law commission.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 48, An act relative to compensation of special justices of the municipal courts of Manchester and Nashua.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Insurance:

House Bill No. 178, An act relating to automobile liability insurance.

House Bill No. 468, An act relating to the sale of lightning rods.

To the Committee on Judiciary:

House Bill No. 197, An act relating to the salary of the solicitor of Belknap County.

To the Committee on Finance:

House Bill No. 471, An act relating to the pay of the National Guard.

Committee Reports

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 406, An act relating to court stenographers, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Introduction of Committee Report

Senator Morgan, under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Senator Morgan, for the Committee on Elections, to whom was referred Senate Bill No. 47 (in new draft), An act relating to political expenditures, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 455, An act relative to rescinding appropriations made at preceding school meetings, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by striking out the 13th line and inserting in place thereof the following:

If a checklist was used at the last preceding regular meeting, the same shall be used to ascertain the number of legal voters in said district; and such checklist corrected according to law, may be used at such period.

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 279, An act relative to the charter of the city of Dover, having considered the same, reported the same, under Joint Rule No. 6, with the following amendments and recommended that the bill, as amended, ought to pass.

Amend section 1 of the bill by striking out the first two lines and inserting in place thereof the following:

1. *City of Dover.* Amend section 3 of chapter 329 of the Laws of 1929 by striking out said section and

Further amend said bill by inserting before the words "Takes Effect" the figure, 3.

The report was accepted, amendments adopted, and the bill, as amended, sent to the House of Representatives for concurrence in Senate amendments.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 182, An act relating to the municipal budget law, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 2 of said bill by striking out the first two lines and inserting in place thereof the following:

2. *Appropriations.* Amend section 4 of said chapter, as amended by chapter 80, Laws of 1943, and by section 1, chapter 159, Laws of 1943, by adding at the end thereof the

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred Senate Bill No. 63, An act relating the the control of navigation at Rye Harbor and the inlet thereto, having considered the same, reported the same, under Joint Rule No. 6, with the

following amendments and recommended that the bill, as amended, ought to pass.

Amend the paragraph numbered 13-a of section 1 of said bill by striking out said paragraph and inserting in place thereof the following:

13-a. *Harbor Master.* The New Hampshire shore and beach preservation and development commission shall annually choose a harbor master for Rye Harbor in the town of Rye and a harbor master for Little Harbor and the inlets thereto in the town of New Castle. It shall be the duty of said harbor masters to preserve and regulate navigation within the respective waters, to assign moorings, require the same to be kept in safe condition, to require the removal of vessels if necessity or an emergency arises, and to inquire into and prosecute all offenses under section 13-c hereof. For the purposes hereof the said commission may make such reasonable rules and regulations as it shall deem proper. Each harbor master shall receive for his services such salary as the town of Rye or New Castle respectively may determine, to be paid by said town.

Amend the paragraph numbered 13-c of section 1 of said bill by striking out the same and inserting in place thereof the following:

13-c. *Penalty.* Whoever violates any of the rules and regulations of the commission promulgated under the authority of section 13-a, or refuses or neglects to obey the lawful and reasonable orders of the harbor master of Rye Harbor or Little Harbor, or resists them in the execution of their duties, shall be fined not more than fifty dollars. All fines collected under the provisions hereof for violation at Rye Harbor shall be forwarded by the court collecting the same to the treasurer of the town of Rye for the use of the town and all fines collected under the provisions hereof for violation at Little Harbor shall be forwarded by the

court collecting the same to the treasurer of the town of New Castle for the use of the town.

Further amend said bill by striking out paragraph 13-d of section 1.

The report was accepted, amendments adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolution:

House Bill No. 72, An act disqualifying straw candidates, so-called.

Senate Bill No. 56, An act relating to licenses for agents of unlicensed companies.

House Joint Resolution No. 10, Joint resolution in favor of Angelo Chiovitti.

ALDEGE A NOEL,
For the Committee.

Bill Recalled from the Governor

On motion of Senator Kelley the following resolution was adopted:

Resolved, That His Excellency, the Governor, be requested to return to the Senate, for further consideration, House Bill No. 57, An act relating to bounty on bears.

Bill Returned from the Governor

Pursuant to the above request His Excellency, the Governor, returned to the Senate, for further consideration, the above entitled bill.

On motion of Senator Kelley the rules were suspended to allow reconsideration of the vote on the above entitled bill.

On motion of the same senator the Senate voted to reconsider the vote whereby the bill passed.

On motion of the same senator the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

On motion of the same senator the Senate voted to commit the bill to the Committee on Finance.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 47 (in new draft), An act relating to political expenditures.

House Bill No. 406, An act relating to court stenographers.

On motion of Senator Spollett the Senate adjourned.

WEDNESDAY, JUNE 4, 1947.

The Senate met according to adjournment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 12, An act to equalize educational opportunities and to improve the public elementary and high schools of New Hampshire.

House Bill No. 16, An act relative to salary of the commissioners of Merrimack county.

House Bill No. 173, An act relating to the Society for the Preservation of New England Antiquities.

House Bill No. 213, An act relative to the salaries of the special justices of the municipal courts of Portsmouth and Laconia.

House Bill No. 294, An act relative to the regulation of rates for fire insurance and certain casualty insurance.

House Bill No. 312, An act relative to the salary of the solicitor of Merrimack county.

House Bill No. 359, An act relative to the salary of the sheriff of Grafton county.

House Bill No. 402, An act relative to the salary of the solicitor of Hillsborough county.

House Bill No. 422, An act relative to the salary of the sheriff of Coos County.

House Bill No. 454, An act to permit the establishment of co-operative school districts.

House Bill No. 469, An act relative to the burial of veterans.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 22, An act relative to salaries of commissioners, sheriff and solicitor of Cheshire county.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bill with amendments, in the passage of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 61, An act relating to the salaries of the judges of probate in the several counties.

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An act relating to the salaries of the judges of pro-

bate and the registers of probate in the several counties.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. Amend section 22 of chapter 346 of the Revised Laws by striking out said section and inserting in place thereof the following: 22. *Salaries*. The annual salaries of the judges in the several counties shall be paid by the state, and shall be as follows:

In Rockingham county, two thousand six hundred dollars.

In Strafford county, two thousand four hundred dollars.

In Belknap county, two thousand dollars.

In Carroll county, two thousand dollars.

In Merrimack county, two thousand six hundred dollars.

In Hillsborough county, three thousand three hundred dollars.

In Cheshire county, two thousand dollars.

In Sullivan county, two thousand dollars.

In Grafton county, two thousand four hundred dollars.

In Coos county, two thousand dollars.

Amend the bill by inserting after section 1 a new section as follows:

2. *Registers of Probate*. Amend section 19 of chapter 347 of the Revised Laws by striking out said section and inserting in place thereof the following:

10. *Salaries*. The annual salaries of the registers of probate in the several counties shall be paid by the state, and shall be as follows:

In Rockingham county, two thousand six hundred dollars.

In Strafford county, two thousand four hundred dollars.

In Belknap county, two thousand dollars.

In Carroll county, two thousand dollars.

In Merrimack county, two thousand six hundred dollars.

In Hillsborough county, two thousand six hundred dollars.

In Cheshire county, two thousand dollars.

In Sullivan county, two thousand dollars.

In Grafton county, two thousand six hundred dollars.

In Coos county, two thousand dollars.

Further amend said bill by renumbering section 2 to read section 3.

On motion of Senator Rowell, the Senate voted to concur in the amendments to the above entitled bill, sent up from the House of Representatives.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following House bills, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 165, An act relating to the allotment of funds to towns for the maintenance of class V highways.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Class V Highways.* Amend section 8, Part 13, chapter 90, Revised Laws, as inserted by chapter 188, Laws of 1945, by striking out in line five of said

Amend section 2 of said bill by striking out the first three lines and inserting in place thereof the following:

2. *Requirements.* Amend section 9, Part 13, chapter 90, Revised Laws, as inserted by chapter 188, Laws of 1945, by striking out the same and inserting in place thereof the following:

On motion of Senator Gay, the Senate voted to concur in the adoption of the amendments sent up from the House of Representatives to the above entitled bill.

House Bill No. 291, An act defining group life insurance.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Life Insurance Companies.* Amend section 40, chapter 323 of the Revised Laws by striking out said section and inserting in place thereof the following: 40. *Exceptions.* The two preceding sections shall not prevent any company from paying to another insurance company or to any person who is a duly authorized agent or broker, or prevent an insurance company or such a person from receiving, a commission in respect to any policy under which it or he is insured; nor prohibit any company issuing non-participating life insurance from paying bonuses to policyholders or otherwise abating their premiums in whole or in part out of surplus accumulated from non-participating insurance; nor prohibit any company transacting industrial insurance on the weekly payment plan from returning to policyholders, who have made premium payments for a period of at least one year directly to the company at its home or district offices, a percentage of the premium which the company would have paid for the weekly collection of such premium.

On motion of Senator Green the Senate voted to concur in the adoption of the amendments sent up from the House of Representatives to the above entitled bill.

The message further stated that the House of Representatives had voted to non-concur with the Honorable Senate in its amendments to the following entitled bill, and asked for a committee of conference.

House Bill No. 201, An act relative to tax sales and transfer of tax liens.

The Speaker appointed as members on such commit-

tee, Messrs. Johnson of Laconia, Hadley of Dunbarton, and Hill of Conway.

On motion of Senator Rowell the Senate voted to accede to the request of the House of Representatives for a committee of conference on the above entitled bill, and the President appointed as members of such committee, on the part of the Senate, Senators Rowell and Batchelor.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Education:

House Bill No. 12, An act to equalize educational opportunities and to improve the public elementary and high schools of New Hampshire.

On motion of Senator Hewitt the order was vacated and the bill committed to the joint committee on Education and Finance.

To the Committee on Revision of Laws:

House Bill No. 16, An act relative to salary of the commissioners of Merrimack county.

House Bill No. 173, An act relating to the Society for the Preservation of New England Antiquities.

To the Committee on Judiciary:

House Bill No. 213, An act relative to the salaries of special justices of the municipal court of Portsmouth and Laconia.

House Bill No. 312, An act relative to the salary of the solicitor of Merrimack county.

House Bill No. 402, An act relative to the salary of the solicitor of Hillsborough county.

House Bill No. 454, An act to permit the establishment of co-operative school districts.

To the Committee on Insurance:

House Bill No. 294, An act relative to the regulation of rates for fire insurance and certain casualty insurance.

To the Committee on Towns and Counties:

House Bill No. 359, An act relative to the salary of the sheriff of Grafton county.

House Bill No. 422, An act relative to the salary of the sheriff of Coos county.

To the Committee on Military Affairs and Soldiers' Home:

House Bill No. 469, An act relative to the burial of veterans.

Committee Reports

Senator Laraba, for the Committee on Judiciary, to whom were referred:

Senate Bill No. 84, An act relating to actions against landlords.

House Bill No. 231, in new draft, An act providing for the registration of architects.

House Bill No. 276, An act to provide for the verification of checklists.

House Bill No. 445, An act legalizing the votes and proceedings at the town meeting held in the town of Brentwood, March 11, 1947.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Laraba, for the Committee on Judiciary, to whom was referred House Bill No. 457, An act relative to certificate of disability on absentee voting ballot, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee was adopted.

Senator Marcoux, for the Committee on Elections, to whom was referred House Bill No. 74, An act relating to the opening and closing of polls, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Marcoux, for the Committee on Liquor Laws, to whom was referred Senate Bill No. 65, An act relating to the term of office of the liquor commissioners, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Chandler, for the Committee on Towns and Counties, to whom was referred House Bill No. 404, An act relative to the salary of the mayor of the city of Somersworth, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Transportation, to whom was referred House Bill No. 262, An act relative to required equipment for motor vehicles and the use of so-called stickers on windshields, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

Amend the bill by striking out all after the enacting clause and substituting therefor the following:

1. *Motor Vehicles.* Amend chapter 119 of the Revised Laws by inserting after section 12 the follow-

ing new sections: 12-a. *Windshields*. Every motor vehicle shall be equipped with a windshield wiper, so-called, for cleaning rain, ice, snow or other moisture from its windshield, and every motor vehicle manufactured after January 1, 1947, shall, in addition to such windshield wiper, be also equipped with a defroster, so-called, designed for melting snow and ice from the windshield. Such devices shall at all times be maintained in good working condition. 12-b. *Prohibition*. No person shall operate upon any way any motor vehicle with any sign, poster, sticker or other non-transparent material upon the front windshield, side wings, or side or rear windows of such vehicle which shall obstruct the operator's clear view of the highway or any intersecting highway, unless authorized by the commissioner so to do.

2. *Takes Effect*. This act shall take effect April 1, 1948.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Gamache, for the Committee on Claims, to whom was referred House Bill No. 461, An act to empower the Public Service Commission to authorize the transfer, mortgage and operation of the Parker-Young Company public utility department property, rights and franchises, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred House Joint Resolution No. 22, Joint resolution in favor of the estate of Benjamin Rush Toland, having considered the same, reported the same with the following amendment and recom-

mended that the joint resolution, as amended, ought to pass.

Amend the joint resolution by striking out all after the resolving clause and substituting therefor the following:

That the sum of \$596.13 be and hereby is appropriated to reimburse the estate of Benjamin Rush Toland, late of Concord, deceased, for payment on account of legacy and succession taxes levied upon the sum of \$7,013.32 which was devised to certain organizations including "One Hundred Neediest Cases," New York Times, New York, New York, by the said Benjamin Rush Toland who was killed by enemy action on February 21, 1945, while fighting the military forces of the Empire of Japan on the island of Iwo Jima; said sum of \$7,013.32 being the net worth of said estate. The governor is hereby authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated on condition that said sum be paid over by the estate of Benjamin Rush Toland to the "One Hundred Neediest Cases," New York Times, New York, New York.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Majority-Minority Report

A majority of the Committee on Labor, to whom was referred House Bill No. 134, An act to protect freedom in employment, having considered the same, reported the same without amendment and recommended its passage.

JAMES WELCH,
EARL S. HEWITT,
J. GUY SMART,
ARTHUR E. BEAN,

For the Majority of the Committee.

A minority of the Committee on Labor, to whom was referred House Bill No. 134, An act to protect freedom in employment, having considered the same, reported the same with the following amendments, and recommended that the bill, as amended, ought to pass.

Amend the title of the bill by striking out the same and substituting in place thereof the following:

An Act creating an interim commission to study labor relations.

Amend the bill by striking out all after the enacting clause and substituting therefor the following:

That the governor with the advice and consent of the council shall forthwith appoint an interim commission on labor relations consisting of three representatives of organized labor, three representatives of management and three representatives of the general public. Said commission shall study and investigate the problems of the closed shop, the union shop, maintenance of membership and related problems of management-labor relations and shall report its findings and recommendations, including any recommended legislation, to the 1949 Session of the General Court. The members of the commission shall serve without compensation but shall be reimbursed for necessary expenses. There is hereby appropriated for the expenses of this commission the sum of five thousand dollars, and the governor is hereby authorized to draw his warrant for sums not exceeding said sum of five thousand dollars out of any money in the treasury not otherwise appropriated.

EMMET J. KELLEY,

For a Minority of the Committee.

The report of the committee was accepted.

Senator Kelley moved that the report of the minority,

ought to pass with amendment, be substituted for that of the majority, ought to pass.

Senator Laraba moved that the bill, with the motion pending, be laid upon the table until disposition of the Taft-Hartley bill in Congress, and on this question requested a division.

Twelve senators having voted in the affirmative, and eleven senators having voted in the negative, the President cast his vote in the negative and the motion to lay on the table was lost.

The question being stated, Shall the report of the minority be substituted for that of the majority?

(Discussion ensued)

Remarks by Senator Jess Rowell on question of substitution.

In my discourse covering House Bill No. 134, I think it fair to state at this time that the point which I shall attempt to establish during the next few minutes is that "it is unjust and unfair to the laborers of New Hampshire to impose upon them and their organizations a state law" when the overall problem is definitely a national issue and should at no time be attempted to be handled by any state Legislation.

In order that those who are within hearing distance of my voice may understand my position I feel it very important that I present a short history of some of my previous activities. Perhaps first I should say that I have been actively interested in a woolen mill for the past 20 years and I am at the present time Vice President of this organization. It has appeared right along since the inception of House Bill No. 134 that labor's interpretation of my position was simply that in his official capacity he definitely could not do anything but support the measure. In the primaries last fall apparently labor felt that I would not represent them as they publicly displayed their support for my

opponent who was seeking the Senate candidacy; but if anyone had taken the pains and the time to review my activities, not only as a public servant in Newport for a great many years, but also as a legislator serving in the House of Representatives in 1931 and 1933, they could have easily found out that I had always supported what perhaps I should term here as the common every day individual. Their interests all through the years have been my interests and there is no reason at this time why my thinking should be changed in any way. I still feel the same. It also, I believe, is fair to state that at no time have I been approached by labor on this subject; that any approach that was made was advanced by myself. Of course I did observe labor's interest when the bill was in the House, and of course I do know that our representatives did receive hundreds of postal cards. On the contrary such pressure has been placed upon me by my friends to support the measure; but for many, many years I have been compelled to guide my own ship of state, to do my own thinking, and to accept the results of such thinking, and at this time on this issue I am continuing this policy, believing of course that national legislation will settle the issue.

All through my discourse you will hear the same theme song which I have already alluded to, namely, that we must not forget that this issue is very definitely a national issue. Let us consider just for a moment a few of the strikes which have definitely inconvenienced the home maker, manufacturer, retailer, and all of us here in this state, and let us further consider the fact that any type of state legislation could not and would not have overcome these inconveniences. It is futile for me to attempt to list all of our national strikes which have affected us all, but here are a few; coal, steel, automobile, telephone and cement. If our state could pass legislation that would handle these

national issues it would seem to me that we would be moving in the right direction, but any inconveniences that we as citizens of New Hampshire have been subjected to have come from sources beyond our legislative range. There is no person that has enjoyed the shifting conditions which we have been compelled to endure during these last few years, and it is imperative that some type of constructive legislation be placed on our national law books. In comparison with our national labor picture, our New Hampshire labor organizations in general have conducted themselves on a very high plane, and while there may be local pictures in various communities that do not measure up in your mind, I think again if you compare New Hampshire labor with the national labor picture I am sure our labor organizations in New Hampshire are to be commended. If I were a laborer in one of our mills and had received material benefits from the efforts of these organizations and somebody attempted to undermine their basic principles, I could not help but feel that that person did not understand the true picture. To deviate for a moment let me just refer to a personal example. After graduating from high school in 1909, I worked for a year or more in one of our local woolen mills. Part of my time I spent in the picker room laying out lots (and in those days we had to use the old fashioned sprinkling pot to oil the fibres). It wasn't a too pleasing job at its best. I worked six days a week and my pay at the end of six days for sixty hours was \$9.00. Today that same person with a much improved job, owing to improved machinery and improved working conditions, works five days a week (forty hours) and I presume receives pay ranging from \$30.00 to \$45.00. Now it must be inconceivable to any thinking mind that this change from 1910 to the present time is just something that happened. That, of course, is far from the truth.

United efforts by labor have brought about these changing conditions with the result that the laborer's standard of living has been materially enhanced and labor has had the privilege of enjoying some of the nicer things of life. I cannot conceive that there is a person here who wishes to take away from labor these improved standards. During these last few years I have heard people say that this state and that state, probably a total of six states, have enacted labor laws, but I am wondering if anyone has given this thought careful study. New Hampshire is a manufacturing state, an industrial state, and these few other states in my opinion are in a different category. Let's not confuse national issues with state legislation. New Hampshire has in Washington, congressmen that we can all be well proud of and I am certain that their experience and their ability can cope with a situation such as this much better than we can in this little State of New Hampshire. They will handle it.

For thirty-eight years my principal interest has been conducting a retail business and like every other person in this room, at the time of the second World War we were subjected to a limitless chain of regulations; regulations that came through so fast that even the administrators themselves hardly knew the picture. Day after day, week after week, month after month and year after year regulations poured onto my desk. If I had had the mentality I certainly did not have the time that would have been required of me to study and interpret this endless chain of O. P. A. regulations. I tried my hardest to be a good soldier and follow through but I am positive that many times I could not, through ignorance, and yet we who had established businesses were carefully checked week by week and month by month, and the fly by night bootlegger was not checked, could not be checked, and therefore allowed to go scot free and make his little

bank roll. Now I mention O. P. A. at this time simply as a comparison to House Bill No. 134. O. P. A. regulations affected most everybody. We suffered through that period, at least mental agony. Now in the course of logical thinking I would like to ask this question—is there anybody in this room that would like to be subjected to a little O. P. A. enacted by this session of the Legislature, applicable only to New Hampshire? I know your answer. I know my answer. I would oppose to the last drop of blood in my body any act of this kind and my reasons for opposing such legislation would be no different than my reasons for opposing House Bill No. 134. State O. P. A. legislation would only penalize all industry and farming within our state limits. It could not correct any national picture. It would eventually destroy our industries and farming in New Hampshire. Likewise House Bill No. 134 even as amended in the House would handicap labor and its marvelous results which they have accomplished in this state. I submit to you we must be logical in our thinking. We must not be prejudiced. This bill in any form is an attempt to undermine organized labor in our State.

It has been known to all of us even before the inception of House Bill No. 134, which in my opinion never should have been introduced, that national legislation was in its formative stages and was bound to come. Knowing these facts, it has been inconceivable to me that we should even up to now have put in the time, the thought and the expense on this subject that we already have. So far as expense is concerned this bill has probably cost the State of New Hampshire between \$20,000 and \$25,000. Now that we have this before us we should carefully check its causes and its effects, assuming of course that national legislation is forthcoming.

In attempting to analyze any state labor legislation

and its status after national legislation is enacted into law is a difficult picture to paint at this time, but I do believe that any national labor legislation bill will recognize a state law such as the Willey bill, and if such a bill does, it is conceivable that our state laborers will be severely penalized. Intra as well as inter state business will be affected, and New Hampshire labor will be penalized. It will be hard enough for labor and management to comply with one national law, let alone a state law which is inconsistent with the national law. It appears to me that labor relations are concerned principally with manufacturing and trucking interests, to put it another way, employer and employee, or management and labor. I have followed the actions of the interested parties in both the House and Senate hearings and I have yet to hear that the manufacturers of this state want a bill of this type, but much to the contrary in many instances representing some of our largest manufacturers there has been expressed an emphatic desire that this House Bill No. 134 be defeated. That each business organization has its own individual contracts which in the main must be satisfactory to both management and labor, as management and labor were the two parties which signed such contracts and it would appear that this bill would have a very disturbing effect upon such agreements. We have had some labor disturbances in New Hampshire of a more or less minor nature, but I feel that our over all picture is well above the national average.

In my careful study of this bill I am not certain even at this late date as to who the real proponents and opponents of the measure are. I think in the main that the opposition comes from those who have had very little actual experience and contact with our present labor picture. I am strongly of the opinion, as I have previously stated, that any vote that might be taken

for this bill is an expression of opinion against our national labor unions, who have caused us much concern and worry over the last few months. At this very moment there is a national strike on that is materially affecting my business. This strike that I refer to involves the cement industry. If you have attempted to purchase a bag of cement within these last few days you are aware of what is taking place. Now that strike definitely is a national problem. It affects our cement factories in many states all over our country, and I ask you as I have before what good can labor legislation in New Hampshire do for this condition? In my thinking I always arrive at the same conclusion, which is, that national legislation is required, and no amount of state legislation can possibly reach these problems.

It has been and is very clear to me that many votes have been cast in favor of this bill in an emotional mood (on account of our national strikes) without any consideration of who or what this legislation might affect. Again we find ourselves passing legislation which materially affects our friends and neighbors who live near us and pass us on the street each day, without any national corrective gain made.

Another thought which has been clearly expressed many times is that in a country set up as ours is, that man should be free to work where he desires to, and at a rate of pay agreeable to himself and his employer. I believe this one thought in itself has been the one that has turned more minds for this bill than any other, and once more I find myself confronted with the picture from the national angle, which is, that this subject matter herein contained is definitely subject matter for the Congress and the Supreme Court of these United States to act upon and not the state of New Hampshire. It seems highly unreasonable that we legislators in this small state of less than 500,000

inhabitants, should attempt to influence a national policy on so important an issue. I do most sincerely believe that in due course of time a ruling will be forthcoming from the Supreme Court of the United States, as to the powers of the states over labor problems, and when it does this closed shop issue will be settled.

Relative to the establishment of an interim commission, from the proponents of House Bill No. 134 I have heard time and time again that the interim commission proponents are interested only insofar as it will tend to defeat this bill. This statement is far from the truth. Interim commissions as we know them and as we have reviewed their findings have their proper place in covering many of the important subjects that are vital to the state of New Hampshire, and they are further important as they can present their completed over all studies and findings to the 1949 session of the legislature, when it convenes. In the interim commission work we have every reason to believe that the committee will have the hearty cooperation of all interested parties. It must never be forgotten that if we are going to have laws on our statute books that are operative for all concerned, that these laws must represent a coordination of thoughts from both the proponents and the opponents. As I have worked here in this Senate I have observed that of all the good legislation that has been passed, it has been through the willingness of the minds, both for and against, to face the issue in a fair and unbiased way and to arrive at a compromise that would be acceptable to all parties concerned. When we put laws of this type on our books we are building the future of New Hampshire, but when we put laws on our books that have not been carefully adjusted by interested parties, we can only in the end result anticipate chaos and unhappiness. It is not fair to

those of us who are interested in the establishment of an interim commission to state that we are just desirous of destroying any type of labor legislation, but on the contrary we would be for it after it had had proper consideration and a careful study by the parties who would be affected.

In many instances this bill has been favored by many with only one objective in mind, and that has been to memorialize Congress, but in so doing it could be that little consideration has been given as to the effect of same on New Hampshire labor. If we wish to memorialize Congress, it is an easy thing to do, and if we do it through the proper channels we would not be imposing a burden and a new law upon New Hampshire labor.

During my active days of living we have passed through two World Wars, two of the worst wars known to civilization and it will not require much study for us to understand why these wars developed. Europe, with the exception of Russia, is made up of small independent states in which exist different languages, different customs, different laws, in fact their entire existence is almost foreign to each other, yet they are only divided by an imaginary line. Now you may wonder why I present this picture at this time but to me it is an important contribution to our over all observation. If in our various states of these United States we pass regulations governing labor, governing industry, and governing farming, it cannot be beyond the imagination of any human being that we would be faced with a chaotic condition entirely out of our control, and yet which was within our control at the time we were considering legislation. Let us not lose sight of the fact that our country is what it is because it was founded on the precepts of these United States, and we have grown and prospered under this system. Nationally we can handle these

questions, but if we attempt to master them through state legislation we will have miserably failed. Let us keep these states of ours united.

When the Wagner act was passed in our Congress it was not a question then whether New Hampshire and five or six other states should pass legislation to bolster up our Congressmen. The conditions at that time were such that national legislation was required and it was passed and became law within a reasonably short time. Now as I have previously stated, we have statesmen in our national congress today, and I do not believe or feel that they need any support of any kind from any particular state to enact into law the proper legislation to meet our over all national picture,

I recall as a young boy during the late years of the 1890's or the early 1900's that this country was being as it seemed, overcome by the money interests and full control by them was feared. Without covering this subject in any great detail, we can all recall the passage of the anti-Sherman act, which handled this problem at that time, and is still handling what might have been a menace to our national structure. I merely bring this thought into the picture at this time as this represents legislation now almost 47 years old, which has proved itself to be of intrinsic value over these many years. What has been done for a national problem of this type can also be done for our national labor problem of today.

The question again being stated.

Senator Kelley demanded a roll call.

The Clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Kelley, Rowell, Noel, Gamach, O'Malley, Daniel, Marcoux, Butman and Laraba.

The following named senators voted in the negative: Senators Cummings, Green, Welch, Hewitt, Stafford,

Gay, Chandler, Batchelor, Sawyer, Colburn, Morgan, Bean, Smart, Spollett.

Nine senators having voted in the affirmative, and fourteen senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

The bill is still on its second reading and open to amendment.

Senator Rowell offered the following amendment:

Amend House Bill No. 134, by striking out subsection 21-d, and by striking out section 2 and inserting in place thereof the following new section:

21-d. *Reference to Supreme Court for Advisory Opinion.* This bill is submitted to the Supreme Court of the State of New Hampshire for an advisory opinion on the constitutionality of its provisions.

President Barnard ruled that the amendment offered by Senator Rowell was not an amendment, but that it could be accepted as a resolution, which ruling was accepted by the Senator who offered the above as a resolution.

On a *viva voce* vote the negative prevailed, and the resolution was not adopted.

The bill is still on its second reading and open to amendment, no amendment being offered, the bill was ordered to a third reading this afternoon at two o'clock.

Committee of Conference Report

The Committee of Conference, to whom was referred House Bill No. 162, An act to incorporate New England College, having considered the matter, recommended that the Senate recede from its position in adopting its amendment to section 1, that the House recede from its position of non-concurrence, and that the following amendment be adopted:

Amend said bill by striking out section 1 and inserting in place thereof the following: 1. *New England College.* Fred T. Connor, Harry L. Holmes, Milo Farmer, George M. Chase, Mary S. Jameson, James W. Doone, Max Israel, and George W. Boynton, their associates and successors, are hereby created a body politic and corporate by the name of New England College for educational purposes; and by that same name may sue and be sued, prosecute and defend to final judgment and execution, and shall be and hereby are invested with all the powers and privileges, and made subject to all the liabilities of corporations of a similar nature; and may take and hold real and personal estate by purchase, devise, donation, payment or otherwise, for the purposes of said corporation, and at pleasure may sell, convey, use, enjoy and dispose of the same; shall be entitled to the same tax exemption upon its real and personal estate as is granted to corporations of a similar nature by general law; may have a common seal and shall change the same at pleasure; may make such by-laws for the government of said corporation and the election, admission and expulsion of members and associates thereof as they shall deem necessary and proper, said by-laws being not inconsistent with the laws of this state or nation; and upon any member or associate refusing to conform to the by-laws so made, such person shall cease to be a member of said body politic; and said corporation may establish in the county of Merrimack, State of New Hampshire, a college for the higher education of men and women to be called New England College, may prescribe the rules for the government of said college, the course of studies to be pursued therein; and may when and during the period it is approved by the State Board of Education for the granting of specified degrees, confer upon its graduates the degrees of associate in arts or associate in science, and further upon

the approval of the State Board of Education it may after meeting adequate academic standards, grant degrees of Bachelor of Arts or Bachelor of Science.

The Committee further recommend that the House recede from its position of non-concurrence in the Senate amendments to sections 2 and 3 of said bill and that the House concur in said amendments.

EARL S. HEWITT,
DORIS M. SPOLLETT,

Conferees on the Part of the Senate.

GEORGE W. BOYNTON,
ERNEST L. SILVER,
RICHARD F. UPTON,

Conferees on the Part of the House.

The report of the committee was accepted, and the recommendations adopted.

On motion of Senator Noel the following resolution was adopted:

Resolved, That the use of the Senate Chamber be granted to the Committee on Public Health for a public hearing on Tuesday, June 10 at 1:30 P. M. on Senate Bills No. 86 and 88.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills and joint resolution were read a third time and passed:

Senate Bill No. 65, An act relating to the term of office of the Liquor Commissioners.

Senate Bill No. 84, An act relating to actions against landlords.

House Bill No. 74, An act relating to the opening and closing of polls.

House Bill No. 134, An act to protect freedom in employment.

Question being on the passage of House Bill No. 134, An act to protect freedom in employment.

On this question Senator Noel demanded a roll call.

The Clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Cummings, Green, Welch, Hewitt, Stafford, Gay, Chandler, Batchelor, Sawyer, Colburn, Noel, Morgan, Bean, Gamache, Smart and Spollett.

The following named senators voted in the negative: Senators Kelley, Rowell, O'Malley, Daniel, Marcoux, Butman and Laraba.

Sixteen senators having voted in the affirmative and seven senators having voted in the negative, the affirmative prevailed, and the bill passed.

Senator Hewitt moved for a reconsideration of the vote on House Bill No. 134, An act to protect freedom in employment.

On a *viva voce* vote the negative prevailed, and the motion to reconsider was lost.

Senator Noel requested permission to change his vote from the affirmative to the negative.

Permission was granted by the President.

House Bill No. 231, in new draft, An act providing for the registration of architects.

House Bill No. 262, An act relative to required equipment for motor vehicles and the use of so-called stickers on windshields.

House Bill No. 276, An act to provide for the verification of checklists.

House Bill No. 404, An act relative to the salary of the mayor of the city of Somersworth.

House Bill No. 445, An act legalizing the votes and

proceedings at the town meeting in the town of Brentwood, March 11, 1947.

House Bill No. 461, An act to empower the Public Service Commission to authorize the transfer, mortgage and operation of the Parker-Young Company public utility department property, rights and franchises.

House Joint Resolution No. 22, Joint resolution in favor of the estate of Benjamin Rush Toland.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, JUNE 5, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senators Hewitt and Batchelor were granted leaves of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 188, An act relative to liability of hotel keepers for losses by guests.

House Bill No. 460, An act relating to explosives.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 182, An act relating to the municipal budget law.

Amend section 2 of said bill by striking out the first two lines and inserting in place thereof the following:

2. *Appropriations.* Amend section 4 of said chapter, as amended by chapter 80, Laws of 1943, and by section 1, chapter 159, Laws of 1943, by adding at the end thereof the

House Bill No. 279, An act relative to the charter of the city of Dover.

Amend section 1 of the bill by striking out the first two lines and inserting in place thereof the following:

1. *City of Dover.* Amend section 3 of chapter 329 of the Laws of 1929 by striking out said section and

Further amend said bill by inserting before the words "Takes Effect" the figure, 3.

House Bill No. 455, An act relative to rescinding appropriations made at preceding school meetings.

Amend section 1 of said bill by striking out the thirteenth line and inserting in place thereof the following: if a checklist was used at the last preceding regular meeting, the same shall be used to ascertain the number of legal voters in said district; and such checklist, corrected according to law, may be used at such special

House Bill No. 305, An act relating to the powers of insurance companies.

Amend section 4 of said bill by striking out the first seven lines and inserting in place thereof the following:

4. *Authority to Combine.* Amend section 5 of chapter 322 of the Revised Laws by striking out said section and inserting in place thereof the following:

5. *Combinations of Business.* Articles of agreement of such a stock or mutual company may provide for the transaction of any combinations or two or more kinds of insurance authorized by section 1 except that specified by paragraph III of said section which may

only be combined with insurance specified in paragraph IV or V, or both. The articles of agreement of

House Bill No. 375, An act limiting the liability of portions of the school district of Charlestown towards maintenance of schoolhouses to those within their own districts.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to schools in the town of Charlestown.

House Bill No. 425, An act relative to dealers in trailers, semi-trailers, and tractors.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Definitions Under Motor Vehicle Laws.* Amend paragraph V of section 1 of chapter 115, Revised Laws, by striking out said paragraph and inserting in place thereof the following: V. "Dealer," every person

Amend section 2 of said bill by striking out the first three lines and inserting in place thereof the following:

2. *Registration.* Amend section 47 of chapter 116, Revised Laws, by adding at the end of said section the words, trailers, semi-trailers, and tractors, so that said section as amended shall read as follows:

Amend sections 3 and 4 of said bill by striking out the figure "115" in the first line of each section and inserting in place thereof the figure, 116.

Amend section 5 of said bill by striking out the figure "115" in the first line and inserting in place thereof the figure, 116, and by inserting after the word, "read" in the third line the words, as follows:

Amend section 6 of said bill by striking out the figure "115" in the first line and inserting in place thereof the figure, 116.

Senate Bill No. 63, An act relating to the control of navigation at Rye Harbor and the inlet thereto.

Amend the paragraph numbered 13-a of section 1 of said bill by striking out said paragraph and inserting in place thereof the following:

12-a. *Harbor Master.* The New Hampshire shore and beach preservation and development commission shall annually choose a harbor master for Rye Harbor in the town of Rye and a harbor master for Little Harbor and the inlets thereto in the town of New Castle. It shall be the duty of said harbor masters to preserve and regulate navigation within the respective waters, to assign moorings, require the same to be kept in safe condition, to require the removal of vessels if necessity or an emergency arises, and to inquire into and prosecute all offenses under section 13-c hereof. For the purposes hereof the said commission may make such reasonable rules and regulations as it shall deem proper. Each harbor master shall receive for his services such salary as the town of Rye or New Castle respectively may determine, to be paid by said town.

Amend the paragraph numbered 13-c of section 1 of said bill by striking out the same and inserting in place thereof the following:

12-c. *Penalty.* Whoever violates any of the rules and regulations of the commission promulgated under the authority of section 13-a, or refuses or neglects to obey the lawful and reasonable orders of the harbor master of Rye Harbor or Little Harbor, or resists them in the execution of their duties, shall be fined not more than fifty dollars. All fines collected under the provisions hereof for violation at Rye Harbor shall be forwarded by the court collecting the same to the treasurer of the town of Rye for the use of the town and all fines collected under the provisions hereof for violation at Little Harbor shall be forwarded by the court collecting the same to the treasurer of the town of New Castle for the use of the town.

Further amend said bill by striking out paragraph 13-d of section 1.

Read and Referred

The following entitled bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Revision of Laws,

House Bill No. 188, An act relative to liability of hotel keepers for losses by guests.

To the Committee on Judiciary:

House Bill No. 460, An act relating to explosives.

Introduction of Bills

Senator Chandler, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 89, An act relating to false and malicious news leads and advertising.

Senator Gamache, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Finance:

Senate Bill No. 90, An act relative to personnel of the attorney general's department and the public service commission.

Committee Reports

Senator Green for the Committee on Revision of Laws, to whom was referred Senate Bill No. 78, An act relative to salary of treasurer for Merrimack county, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Rowell, the Senate voted to re-commit the above entitled bill to the Committee on Revision of Laws for further consideration.

Senator Green for the Committee on Revision of Laws, to whom was referred House Bill No. 343, An act relative to fees of tax collectors, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 3 of said bill by striking out the word and figure "and 28" and inserting in place thereof the following, 28 and 30, so that said section as amended shall read as follows:

3. *Tax Collectors.* Amend section 36 of chapter 80 of the Revised Laws by striking out the whole of said section and inserting in place thereof the following:
36. *Return of Reports.* Whenever a tax collector, under the provisions of sections 20, 21, 24, 28 and 30 of this chapter, shall make a return or a report to the register of deeds of advertisement or consummation of a tax sale, or of a payment before sale or redemption therefrom, or discharge of a tax lien for any reason, the register of deeds shall cause the time of his receipt thereof to be stamped or written upon the back of said report or certificate and shall, after entering the same in the registry records, return it to the tax collector within a reasonable time.

Amend paragraph numbered 47 of section 4 of said bill by striking out the same and inserting in place thereof the following:

47. *Sale of Real Estate.* Relative to tax delinquency and the sale and deeding of real estate, the fees of collectors shall be as follows: For notice of proposed sale as sent to each delinquent, irrespective of the number of tax-delinquent parcels of real estate owned by or taxed to such person, one dollar. For making sale, for each delinquent taxpayer whose prop-

erty has been listed and sold, one dollar. In addition to the above the collector shall receive, for each parcel of real estate sold, twenty-five cents. For notice of payments made before sale, or of redemption or discharge of lien following a tax sale, the collector shall receive, twenty-five cents. For each deed issued in default of redemption from tax sale the collector shall receive, one dollar. For each notice to the register of deeds of subsequent tax payments on the lien, twenty-five cents. For each notice to a mortgagee of record at the time of the tax sale, advising of subsequent tax payments, fifty cents plus the cost of sending such notice by registered mail. Collectors shall also be allowed to charge for postage, fees of notaries or justices of the peace incident to making returns to the registry of deeds, and for the cost of printed forms and stationery and for other necessary and actual expenses incurred; said expenses to be totalled and divided *pro rata* among the delinquent taxpayers when real estate is advertised and sold.

Amend the paragraph numbered 50 of section 4 of said bill by striking out the same and inserting in place thereof the following:

50. *Register of Deeds.* In posting his notice or advertisement of sale and in making sale of tax-delinquent real estate, the collector shall include the fees which are to be paid to the register of deeds for the proper discharge of said register's duties under the provisions of sections 20, 21, 24, 28, 29 and 30 of said chapter 80. Said fees shall be advanced and paid to the register of deeds by the tax collector or by the town, and reimbursement shall be made thereto when payment of delinquent taxes and costs is made before sale or when redemption shall be made subsequent to the tax collector's sale. The fees to the register of deeds shall be as follows: For entering notice or advertisement of tax collector's sale, each separate item therein,

twenty-five cents. For entering notice of each separate parcel sold, twenty-five cents. For discharging lien, each parcel redeemed from sale, twenty-five cents. For entering notice of each subsequent tax payment on the lien, twenty-five cents. For discharging lien, each parcel redeemed from sale, or from payment of subsequent tax thereon, twenty-five cents.

In addition to the above, the register of deeds may make such charge as he may deem to be just and proper, for searching the records and reporting mortgage encumbrances, if any, upon real estate sold by the tax collector if, and when a request for such information is received from the holder of the tax lien; provided, however, that this shall not be considered to be a mandatory duty of the register of deeds but may be done by himself or his agent if he so elects.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom was referred Senate Bill No. 81, An act relating to powers of appointment, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 165, An act relating to the allotment of funds to towns for the maintenance of Class V highways.

House Bill No. 291, An act defining group life insurance.

House Bill No. 406, An act relating to court stenographers.

House Bill No. 425, An act relative to dealers in trailers, semi-trailers and tractors.

Senate Bill No. 33, An act relative to the director of the fish and game department.

ALDEGE A. NOEL,
For the Committee.

President Barnard made the following announcement:

In view of the Governor's appointment of members to serve on the Interim Commission to study sex offences, as referred to in House Joint Resolutions Nos. 20 and 26, the Chair appoints as members of the Senate to serve on the Commission, Senators Laraba and Kelley.

On motion of Senator Gay, the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 81, An act relating to powers of appointment.

House Bill No. 343, An act relative to fees of tax collectors.

On motion of Senator Noel the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10 o'clock, and when it adjourns Saturday morning it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, JUNE 7, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Saturday, June 7, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, JUNE 10, 1947.

The Senate met according to adjournment.

Introduction of Guest

Senator Rowell introduced to the Senate Mrs. Ann Pardy of New London, N. H.

Leave of Absence

Senator Marcoux was granted a leave of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the follow-

ing entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 180, An act relating to the salary of the solicitor of Rockingham county.

House Bill No. 217, An act relating to state officers and employees.

House Bill No. 467, An act for county co-operative extension work in agriculture and home economics.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 79, An act relating to the nomination of presidential electors.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill and joint resolution:

House Bill No. 262, An act relative to required equipment for motor vehicles and the use of so-called stickers on windshields.

House Joint Resolution No. 22, Joint resolution in favor of the estate of Benjamin Rush Toland.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following House Bill, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 94, An act relating to the pollution of water and the disposal of sewage, industrial wastes and other wastes.

Amend paragraph I of section 2 of the chapter inserted by section 1 of the bill by striking out the words "the director of the planning and development commission" and inserting in place thereof the words, the executive director of the planning and development commission.

Amend paragraph IV of section 3 of said new chapter inserted by section 1 of the bill by striking out the last sentence and inserting in place thereof the following:

The waters of this classification shall be considered as being devoted primarily to the transportation of sewage or industrial wastes, or both, without nuisance.

On motion of Senator Noel the Senate voted to concur in the amendments, sent up from the House of Representatives.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bill with amendments, in the passage of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 75, An act relating to Bang's disease.

Amend section 1 of the bill by striking out in the fourteenth line after the word "for" the words "the test for that purpose and" and inserting in place thereof the words, test every six months or at such times as the commissioner may direct; further amend by inserting after the word "reactors" in the seventeenth line the words, and all reactors must be slaughtered without indemnity before herd can be dealt with as provided for in section 46, chapter 229 of the Revised Laws, so that said section as amended shall read as follows:

1. *Retention of Reactors.* Amend Chapter 229 of the Revised Laws by adding after section 46 the following new section: 46-b. *Alternate Plan.* Upon written notice to the commissioner within five days after receipt of the results of tests any owner of a herd may elect to retain the reactors shown by such tests for a period not to exceed five years, in which case all reactors shall be permanently identified by

hot iron brand with the letter B on the left jaw not less than three inches high and two inches wide and by the insertion in the left ear of a reactor tag, all calves born of such herd shall be vaccinated, and the entire herd shall be placed under quarantine subject to being moved only upon permit issued by the commissioner. Reactors must be retained in barn or enclosure approved by the commissioner. Before any herd may be placed under this plan a blood test shall be made of the entire herd to determine the status of the herd and aid in the selection of the plan most suitable. The owner is required to submit his herd for test every six months or at such times as the commissioner may direct to aid in the eradication of brucellosis. An owner may select either plan and change from one to another. An owner selecting this alternate plan shall not be paid any indemnity upon disposal of any reactors and all reactors must be slaughtered without indemnity before herd can be dealt with as provided for in section 46. The commissioner may make such reasonable rules and regulations as may be necessary to accomplish the purposes of this section.

On motion of Senator Spollett the Senate voted to concur in the amendments sent up from the House of Representatives.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Judiciary:

House Bill No. 180, An act relating to the salary of the solicitor of Rockingham county.

To the Committee on Finance:

House Bill No. 217, An act relating to state officers and employees.

House Bill No. 467, An act for county co-operative work in agriculture and home economics.

Introduction of Bills and Joint Resolution

Senator Kelley, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Banks:

Senate Bill No. 91, An act relating to the powers of trust companies.

Senator Stafford, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 92, An act relative to the United Baptist Convention of New Hampshire.

Senator Chandler, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled joint resolution, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Public Improvements:

Senate Joint Resolution No. 13, Joint resolution concerning a bridge in the town of Warner.

Committee Reports

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 471, An act relating to the pay of the national guard, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 57, An act relating to bounty on bears, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Smart the bill and the accompanying report was recommitted to the Committee on Finance.

Senator Green, for the Committee on Public Health, to whom was referred Senate Bill No. 82, An act relative to qualifications for the practice of chiropody, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Daniel, for the Committee on Insurance, to whom were referred:

House Bill No. 292, An act relative to rating organizations.

House Bill No. 293, An act relating to unfair practices in the business of insurance.

House Bill No. 314, An act relative to filing rates for liability insurance.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Daniel, for the Committee on Insurance, to whom was referred House Bill No. 294, An act relative to the regulation of rates for fire insurance and certain casualty insurance, having considered the same,

reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Green the bill and the accompanying report was recommitted to the Committee on Insurance.

Senator Green, for the Committee on Revision of Laws, to whom was referred House Bill No. 263 (in new draft and new title), An act relative to auditing accounts of fairs, having considered the same, reported the same with the following amendments and recommended that the bill, as amended, ought to pass.

Amend section 1 of the bill by inserting after the word "chapter" in line 21 the following: with the exception of pari-mutuel receipts. The audit of such receipts made under the authority of section 21 of chapter 171 of the Revised Laws as it applies to agricultural fairs, shall be made within thirty days, and the State Racing Commission shall make such audits available to the State Tax Commission; so that said section as amended shall read as follows:

1. Amend section 18 of chapter 171 of the Revised Laws by adding at the end thereof the following: The tax commission shall cause to be made an annual audit of all accounts of fairs receiving money under the provisions of this chapter. The cost of audit shall be borne by each fair audited, so that said section as amended shall read as follows: 18. *Agricultural Fairs*. The portion of the tax on pari-mutuel pools to be distributed for the promotion of agriculture, as provided in section 16, shall be distributed by the Commissioner of Agriculture in accordance with the following plan to all agricultural fairs holding yearly exhibitions in the state and paying premiums of five hundred dollars or more annually. Each year a payment of one hundred dollars shall be paid to all such

agricultural fairs. The balance of said fund shall be divided *pro rata* to said fairs based on the amount of competitive or educational agricultural premiums paid the preceding calendar year by said fair. In determining the premiums paid the commissioner shall take into consideration premiums paid for contests, exhibits, or displays of domestic livestock, household products, farm crops, and that made by 4-H clubs or other similar groups. The Commissioner of Agriculture shall make such rules and regulations relative to reports as to premiums as may be necessary to enable him to determine the *pro rata* distributions to be made of the sums hereinbefore provided. The Tax Commission shall cause to be made an annual audit of all accounts of fairs receiving money under the provisions of this chapter, with the exception of pari-mutuel receipts. The audit of such receipts made under the authority of section 21 of chapter 171 of the Revised Laws as it applies to agricultural fairs, shall be made within thirty days, and the State Racing Commission shall make such audits available to the State Tax Commission.

The Clerk proceeded to read the amendment.

On motion of Senator Batchelder further reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom was referred House Bill No. 442, An act relating to the tobacco tax, having considered the same, reported the same with the following amendments and recommended that the bill, as amended, ought to pass.

Amend the bill by striking out all after the enacting clause and substituting therefor the following:

1. Amend section 1 of chapter 79 of the Revised Laws by adding at the end thereof a new sub-section, to read as follows: XI. "Unclassified Importers" shall mean any person, firm, corporation, or association within the state other than a licensed distributor, dealer or licensed dealer, as defined, who shall import, receive, or acquire from without the state tobacco products for use or consumption within the state.

2. Amend section 2 of chapter 79 of the Revised Laws by adding at the end thereof the following: Each unclassified importer shall, before importing, receiving, or acquiring tobacco products from without the state, secure a license from the Tax Commission. Each application for an unclassified importer's license shall be accompanied by a fee of one dollar. Any unclassified importer who shall import, receive, or acquire from without the state tobacco products for use or consumption within the state without a license as provided in this section, shall be punished by a fine of not more than twenty-five dollars for the first offense, and not more than two hundred dollars for each subsequent offense.

3. Chapter 79 of the Revised Laws is further amended by adding after section 3 a new section numbered 3-a, to read as follows: 3-a. Each unclassified importer's license shall expire on June 30, next succeeding the date of issuance, unless sooner revoked by the tax commission. The holder of each unclassified importer's license may renew the license for a further period of one year on the same terms and conditions as provided in section 2.

4. Section 5 of chapter 79 of the Revised Laws is amended by adding at the end thereof the following: Each unclassified importer shall within twenty-four hours after receipt of any unstamped tobacco products in this state notify the tax commission of the amount and brands of tobacco products received and the name

and address of the consignor. The tax commission, thereupon, shall notify the unclassified importer of the amount of the tax due thereon, at the rate of fifteen per cent of the value thereof. Payment of the amount due the state shall be made within ten days from the mailing date of notice thereof, so that said section as amended shall read as follows: 5. *Tax Imposed.* A tax is hereby imposed at the rate of fifteen per cent upon the value of all tobacco products sold at retail in this state measured by the usual selling price. The payment of the tax shall be evidenced by affixing stamps to the smallest packages containing the tobacco products in which such products usually are sold at retail, but the word package as used herein shall not include individual cigars, cigarettes, or plugs or hanks of chewing tobacco, and such stamps shall be affixed in denominations of not less than one half cent to an aggregate value nearest the tax hereby imposed. No tax is imposed on any transactions the taxation of which by this state is prohibited by the Constitution of the United States. Each unclassified importer shall within twenty-four hours after receipt of any unstamped tobacco products in this state notify the tax commission of the amount and brands of tobacco products received and the name and address of the consignor. The tax commission, thereupon, shall notify the unclassified importer of the amount of the tax due thereon, at the rate of fifteen per cent of the value thereof. Payment of the amount due the state shall be made within ten days from the mailing date of notice thereof. Any unclassified importer refusing to pay the tax on tobacco products imported by him within ten days after being notified of the amount of said tax by the tax commission, shall be subject to a fine of not less than twenty-five dollars or more than one hundred dollars.

5. Amend section 15 of chapter 79 of the Revised

Laws, by inserting after the word, "hours," in the last line thereof, the following: or unless they shall have been imported, received, or acquired within twenty-four hours by a licensed unclassified importer who has notified the tax commission as provided in section 5, as amended; so that said section as amended shall read as follows: 15. *Forfeiture.* Any tobacco products found at any place in this state without stamps affixed thereto as required herein, unless they shall be in the possession of a licensed distributor or unless they shall be in the course of transit from without this state and consigned to a licensed distributor or a licensed dealer, or unless they shall have been received by a licensed dealer from without the state within twenty-four hours, or unless they shall have been imported, received, or acquired within twenty-four hours by a licensed unclassified importer who has notified the tax commission as provided in section 5, as amended, shall be forfeited in the manner provided by chapter 432.

6. No newspaper published in this state shall accept an advertisement from any out-of-the-state tobacco dealer for the sale of tobacco products by mail or express unless there is included in said advertisement the following words: A license must be obtained from the State Tax Commission to import cigarettes or tobacco products from without the state.

7. *Takes Effect.* This act shall take effect upon its passage.

The Clerk proceeded to read the amendment.

On motion of Senator Rowell further reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Morgan, for the Committee on Public Im-

provements, to whom was referred House Bill No. 363, An act to free from tolls the so-called Kearsarge Mountain toll road and to classify said road as a recreational road and to further define the authority of the commissioner of highways to regulate traffic, and to reclassify certain roads in the State of New Hampshire, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Introduction of Committee Report

Senator Gamache, under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Senator Gamache, for the Committee on Public Improvements, to whom was referred Senate Joint Resolution No. 12, Joint resolution relating to repairs to the Kelley Falls Bridge in the city of Manchester, having considered the same, reported the same without amendment and recommended its passage

The report was accepted, and the joint resolution was ordered to a third reading this afternoon at two o'clock

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 200, An act relative to recording payments subsequent to tax sales, having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 2 of said bill by striking out the first five lines and inserting in place thereof the following:

2. *Subsequent Tax.* Amend section 30, chapter 80 of the Revised Laws, as amended by chapter 55, Laws of 1943, by striking out said section and inserting in

place thereof the following: 30. *Record of Payment.* The purchaser of land at any tax sale may pay to the collector any tax assessed upon the land subsequent to that for which it was sold, and the collector

The report was accepted, amendment adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 304, An act in relation to the conduct of tax sales, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 1 of said bill by striking out the first five lines and inserting in place thereof the following:

1. *Tax Sales.* Amend section 22-a of chapter 80 of the Revised Laws as inserted by chapter 25 of the Laws of 1945, by striking out said section and inserting in place thereof the following: 22-a. *Sale by Agent.* Whenever it shall appear to the selectmen or assessors that the collector of taxes, after having

The report was accepted, amendment adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 328, An act relating to housing authorities, having considered the same, reported the same under Joint Rule No. 6, with the following amendments and recommended that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof:

An act relating to housing authorities for so-called blighted areas, and re-development projects.

Amend section 2 of said bill by striking out the first

two lines and inserting in place thereof the following:

2. *Re-development Project.* Any housing authority now or hereafter established pursuant to chapter 169 of the Revised Laws, as amended by chapter 169, Laws of 1947, may carry out any work or

Amend section 4 of said bill by striking out the words, "city, town or village" in the third line and inserting in place thereof the words, city or town

Further amend said section 4 by striking out the words, "State Public Body" where it occurs in the sixteenth and nineteenth lines and inserting in place thereof the word, municipality.

The report was accepted, amendment adopted, and the bill as amended was sent to the House of Representative for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred Senate Bill No. 13, An act authorizing the town of Durham to issue serial bonds or notes, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

3. *Debt Limit.* The debt authorized by this act shall be exempt from the limitations imposed upon the borrowing capacity of said town by section 7 of chapter 72 of the Revised Laws, and in ascertaining and fixing the net debt of the town of Durham, under the provisions of Chapter 72 of the Revised Laws, all indebtedness incurred under the authority of this act shall be deducted.

The report was accepted, amendment adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 404, An act

relative to the salary of the mayor of the city of Somersworth, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment, and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Somersworth.* Amend section 5 of chapter 269 of the Laws of 1939 by striking out the words "seven hundred" in the third line and inserting in place thereof the words, one thousand, so that said section as amended shall read as

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 231, An act providing for the registration of architects, having considered the same, reported the same, under Joint Rule No. 6, with the following amendments, and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Registration of Architects; Definitions.* As used herein the following terms shall be construed as follows: (1) The term "registered architect" shall mean

Further amend said bill by renumbering the paragraphs numbered 31 to 58 inclusive, to read, 2 to 29, inclusive.

Further amend the paragraph numbered 34 as renumbered 5 by striking out the figure "31" and inserting in place thereof the figure, 2.

Further amend the paragraph numbered 37 as renumbered 8 by striking out the figure "33" and inserting in place thereof the figure, 4.

Further amend the paragraph numbered 41 as re-numbered 12 by striking out the figure "40" and inserting in place thereof the figure, 11.

Further amend the paragraph numbered 44 as re-numbered 15 by striking out the figure "40" and inserting in place thereof the figure, 11 and by striking out the figure "45" and inserting in place thereof the figure, 16.

Further amend the paragraph numbered 52 as re-numbered 23 by striking out the figure "44" and inserting in place thereof the figure, 15.

Further amend the paragraph numbered 53 as re-numbered 24 by striking out the figure "57" and inserting in place thereof the figure, 28.

Further amend said bill by renumbering section 2 to read, 30.

The report was accepted, amendments adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolution:

House Bill No. 3, An act requiring a new registration of voters in the city of Portsmouth.

House Bill No. 4, An act relating to the registration of voters in the city of Portsmouth.

House Bill No. 162, An act to incorporate New England College.

House Bill No. 182, An act relating to the municipal budget law.

House Bill No. 262, An act relative to required equipment for motor vehicles and the use of so-called stickers on windshields.

House Bill No. 279, An act relative to the charter of the city of Dover.

House Bill No. 305, An act relating to the powers of insurance companies.

House Bill No. 375, An act relative to schools in the town of Charlestown.

House Bill No. 134, An act to protect freedom in employment.

House Bill No. 445, An act legalizing the votes and proceedings at the town meeting held in the town of Brentwood, March 11, 1947.

House Bill No. 455, An act relative to rescinding appropriations made at preceding school meetings.

House Bill No. 461, An act to empower the Public Service Commission to authorize the transfer, mortgage and operation of the Parker-Young Company public utility department property, rights and franchises.

Senate Bill No. 48, An act relative to compensation of special justices of the municipal courts of Manchester and Nashua.

Senate Bill No. 61, An act relating to the salaries of the judges of probate and the registers of probate in the several counties.

Senate Bill No. 63, An act relating to the control of navigation at Rye Harbor and the inlet thereto.

House Joint Resolution No. 22, Joint resolution in favor of the estate of Benjamin Rush Toland.

JOHN P. H. CHANDLER, JR.,
For the Committee.

The President declared a recess of five minutes.

Recess

The Senate reassembled.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills and joint resolution were read a third time and passed:

Senate Bill No. 82, An act relative to qualifications for the practice of chiropody.

House Bill No. 263 (in new draft and new title), An act relative to auditing accounts of fairs.

House Bill No. 292, An act relative to rating organizations.

House Bill No. 293, An act relating to unfair practices in the business of insurance.

House Bill No. 314, An act relating to filing rates for liability insurance.

House Bill No. 363, An act to free from tolls the so-called Kearsarge Mountain toll road and classify said road as a recreational road and to further define the authority of the commissioner of highways to regulate traffic, and to reclassify certain roads in the state of New Hampshire.

House Bill No. 442, An act relating to the tobacco tax.

House Bill No. 471, An act relating to the pay of the national guard.

Senate Joint Resolution No. 12, Joint resolution relating to repairs to the Kelley Falls bridge in the city of Manchester.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, JUNE 11, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senator Gay was granted a leave of absence on account of important business.

House Message

The following message was received from the House of Representatives by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 25, An act relative to qualifications for old age assistance.

House Bill No. 35, An act in relation to workmen's compensation.

House Bill No. 41, An act establishing the ward lines in the city of Portsmouth.

House Bill No. 438, An act relating to public welfare and relief.

House Bill No. 470, An act to repeal charters of certain corporations.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bills with amendments in the passage of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 66, An act permitting Saturday closing for any or all State departments.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Saturdays.* Amend section 19, chapter 27, Revised Laws, by striking out the same and inserting in place thereof the following: 19. *Office Hours.* All state offices and departments shall be open continuously for the transaction of public business at least between the hours of eight-thirty o'clock in the forenoon and five o'clock in the afternoon each day of the week except Sunday; provided, that such offices and departments may be closed on legal holidays, and may also

be closed on Saturdays throughout the year when approved by the governor and council as hereinafter provided. The governor and council may allow the closing of all or any state offices and departments on Saturdays, if not incompatible with public business; provided however, that any such state offices and departments closing on Saturdays shall adopt a noon hour or lunch period not exceeding one hour for all employees of such office or department. The governor and council may adopt rules and regulations to accomplish the purpose of this section and may provide for the maintenance of minimum staffs on duty on Saturdays and may vary the foregoing provisions with regard to special classes of employees where necessary in the public interest.

On motion of Senator Chandler the Senate voted to concur in the adoption of the amendment sent up from the House of Representatives.

The message further stated that the House of Representatives refused to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 30, An act relating to the taxation of standing wood and timber.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 70, An act providing for the changing of a Class II highway to Class V highway.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 79, An act relating to the nomination of presidential electors.

Amend section 1 of said bill by inserting after the figure "1943" in the second line the words and figures, and by chapter 16, Laws of 1947.

On motion of Senator Laraba the Senate voted to concur in the adoption of the amendment offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 343, An act relative to fees of tax collectors.

The message further stated that the House of Representatives had voted to recall from His Excellency the Governor, Senate Bill No. 33, An act relative to the director of the fish and game department.

Read and Referred

The following entitled bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Revision of Laws:

House Bill No. 25, An act relative to qualifications for old age assistance.

House Bill No. 438, An act relating to public welfare and relief.

To the Committee on Judiciary:

House Bill No. 35, An act in relation to workmen's compensation.

House Bill No. 41, An act establishing the ward lines in the city of Portsmouth.

House Bill No. 470, An act to repeal charters of certain corporations.

On motion of Senator Laraba, printing of House Bill No. 470 was dispensed with.

Introduction of Joint Resolutions

Senator Green, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled joint resolution, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Public Improvements:

Senate Joint Resolution No. 14, Joint resolution providing funds for reconstruction and repair of certain highways, bridges, and culverts damaged by a cloudburst in June, 1947, in the towns of Dalton, Lyman and Littleton.

Committee Reports

Senator Daniel, for the Committee on Military Affairs and Soldiers' Home, to whom was referred House Bill No. 469, An act relative to the burial of veterans, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 2 of the bill by striking out the words "served on the quota of New Hampshire during such war and" in the fifth line, so that said section as amended shall read:

2. Amend section 17 of chapter 124 of the Revised Laws by striking out said section and inserting in place thereof the following: 17. *Limitation.* The provisions of the foregoing section shall not apply to the burial of a deceased veteran unless he or she was a resident of the state at the time of his or her death.

The report was accepted, amendment adopted, and the bill, as amended, was referred to the Committee on Finance, under the rules.

Senator Daniel, for the Committee on Military Affairs and Soldiers' Home, to whom was referred House Joint Resolution No. 24, Joint resolution providing for the celebration of the fiftieth anniversary of the Spanish-American War, and the participation therein by the state of New Hampshire, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the joint resolution was referred to the Committee on Finance, under the rules.

Senator Green, for the Committee on Revision of Laws, to whom was referred House Bill No. 405, An act to revise the charter of the city of Dover, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 21 of the bill by striking out the words "except the police commission and police department" in the sixth and seventh lines, so that said section as amended shall read:

21. *Appointive Officers.* There shall be appointed by the manager an assessor or assessors as determined from time to time by the city council, city clerk, treasurer, police chief, fire chief, and such other officers as are necessary to administer all departments which the council shall establish, which departments shall replace all existing departments, boards and commissions. The powers and duties of these officers and heads of departments so appointed shall be those prescribed by state law, by this charter, or by ordinance.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom were referred:

House Bill No. 312, An act relative to the salary of the solicitor of Merrimack county.

House Bill No. 454, An act to permit the establishment of co-operative school districts.

House Bill No. 462, An act relative to the Girls' Club of Manchester, New Hampshire.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Hewitt, for the Committee on Labor, to whom was referred House Bill No. 70, An act to abolish discriminatory wage rates based on sex, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

The report was accepted.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Definitions.* "Employee" as used herein shall mean any person employed for hire by an employer in any lawful employment, but shall not include persons engaged in domestic service in the home of the employer, or in agricultural service, or in temporary or seasonal employment, or employees of any social club, fraternal, charitable, educational, religious, scientific or literary association, no part of the net earnings of which enures to the benefit of any private individual.

"Employer" shall include any person acting in the interest of an employer directly or indirectly.

"Employment" means any employment under contract of hire, expressed or implied, written or oral, including all contracts entered into by helpers and assistants of employees, whether paid by employer or employee, if employed with the knowledge, actual or constructive, of the employer in which all or the greater part of the work is to be performed within the state.

2. *Equal Pay.* No employer shall discriminate in the payment of wages as between the sexes, or shall pay any female in his employ salary or wage rates less than the rates paid to male employees for equal work or work on the same operations. However, nothing in this act shall prohibit a variation in rates of pay based upon a difference in seniority, experience, training, skill, ability, or difference in duties and services performed, either regularly or occasionally, or difference in the shift or time of the day worked, or difference in availability for other operation, or other reasonable differentiation except difference in sex. A variation in rates of pay as between the sexes is not prohibited where such variation is provided by contract between the employer and the recognized bargaining agent of the employees or, in case there is no such bargaining agent, where such variation is provided by written agreement or contract between the employer and not less than five of his employees.

3. *Administration.* The labor commissioner shall have the power and it shall be his duty to enforce the provisions hereof.

4. *Collection of Unpaid Wages.* An employer who violates the provisions of section 2 of this act shall be liable to the employee or employees affected in the amount of their unpaid wages, and in an additional equal amount of liquidated damages. Action to recover such liability may be maintained in any court of competent jurisdiction by any one or more employees for and in behalf of himself or themselves and other employees similarly situated. At the request of any employee paid less than the wage to which she is entitled under this act, the labor commissioner may take an assignment of such wage claim in trust for the assigning employee and may bring any legal action necessary to collect such claim, and the liquidated damages above provided for. The commissioner shall

not be required to pay the entry fee, or other costs, in connection with such action. The commissioner shall have power to join various claimants against the employer in one cause of action.

5. *Penalties.* Any employer who violates any provision hereof, or who discharges or in any other manner discriminates against any employee because such employee has made a complaint to his employer, the labor commissioner, or any other person, or instituted, or caused to be instituted any proceedings under or related to this act, or has testified or is about to testify in any such proceeding, shall be fined not more than two hundred dollars, or imprisoned not more than six months, or both.

6. *Limitation of Actions.* Any action to recover unpaid wages and liquidated damages based on violation of section 2 of this act must be commenced within one year of the accrual thereof and not afterwards.

7. *Takes Effect.* This act shall take effect on July 1, 1947.

On motion of Senator Noel the Senate voted that the above entitled bill be laid on the table for the purpose of printing the amendment.

Senator Hewitt, for the Joint Committee on Finance and Education, to whom was referred House Bill No. 12, An act to equalize educational opportunities and to improve the public elementary and high schools of New Hampshire, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Noel for the Committee on Engrossed Bills, to whom was referred Senate Bill No. 75, An act relating to Bangs disease, having considered the same, re-

ported the same under Joint Rule No. 6 with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Retention of Reactors.* Amend chapter 229 of the Revised Laws by adding after section 46-a as inserted by chapter 135 of the Laws of 1945, the following new section: 46-b. *Alternate Plan.* Upon written notice to the commissioner

Further amend said section 1 by inserting after the figure "46" in the sixteenth line the words and figures, chapter 229 of the Revised Laws.

The report was accepted, amendment adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 94, An act relating to the pollution of waters and the disposal of sewage, industrial wastes and other wastes.

House Bill No. 314, An act relative to filing rates for liability insurance.

House Bill No. 471, An act relating to the pay of the national guard.

ALDEGE A. NOEL,
For the Committee.

Senator Laraba rose to a point of personal privilege, it being to inquire the status of Senate Bill No. 33, An act relative to the director of the fish and game department, which was recalled from His Excellency, the Governor, by the House of Representatives and re-committed to the Committee of Conference.

On motion of Senator Laraba the Senate voted to name the same members to the Committee of Conference, as had previously served.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

House Bill No. 12, An act to equalize educational opportunities and to improve the public elementary and high schools of New Hampshire.

House Bill No. 312, An act relative to the salary of the solicitor of Merrimack County.

House Bill No. 405, An act to revise the charter of the city of Dover.

House Bill No. 454, An act to permit the establishment of cooperative school districts.

House Bill No. 462, An act relative to the Girls' Club of Manchester, New Hampshire.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, JUNE 12, 1947.

The Senate met according to adjournment.

Leaves of Absence

Senators Hewitt and Marcoux were granted leaves of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 288, An act relative to the salary of the solicitor of Grafton county.

House Bill No. 341, An act relative to the construction and alteration of state armories.

House Bill No. 386, An act relative to the Union school district in Concord and the Canterbury school district.

House Bill No. 411, An act relative to the practice of nursing.

House Bill No. 466, An act relating to the payment of motor vehicle road tolls by cities and towns.

House Bill No. 370, An act relative to hospital survey and construction.

House Bill No. 371, An act to require the licensing, inspection and regulation of hospitals and related institutions.

House Bill No. 473, An act relating to the redistricting of senatorial districts.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 263 (in new draft and new title), An act relative to auditing accounts of fairs.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 200, An act relative to recording payments subsequent to tax sales.

House Bill No. 231 (in new draft), An act providing for the registration of architects.

House Bill No. 328, An act relating to housing authorities.

House Bill No. 304, An act in relation to the conduct of tax sales.

House Bill No. 404, An act relative to the salary of the mayor of the city of Portsmouth.

Senate Bill No. 13, An act authorizing the town of Durham to issue serial notes or bonds.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 52, An act to empower the city of Concord to construct a reservoir on Turkey River in said city for recreational and auxiliary water supply purposes and other municipal uses.

Senate Bill No. 72, An act to restrict the use and operation of certain boilers and pressure vessels in the interests of public safety.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following Senate bill, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 22, An act relative to salaries of commissioners, sheriff and solicitor of Cheshire county.

Amend section 2 of said bill by striking out the first three lines and inserting in place thereof the following:

2. *Salary of Cheshire County Solicitor.* Amend section 20 of chapter 24 of the Revised Laws as amended by chapters 40 and 139 of the Laws of 1943 and by chapters 2 and 27 of the Laws of 1947 by striking out the word "twelve" in the ninth line.

Further amend said section 2 by striking out the word "fifteen" in the last line and inserting in place thereof the word, eighteen.

Amend section 3 of said bill by striking out the first three lines and inserting in place thereof the following:

3. *Salary of Sheriff of Cheshire County.* Amend section 27, chapter 380 of the Revised Laws, as amended by chapter 195 of the Laws of 1943, chapter 189, Laws of 1945, and section 2, chapter 2, Laws of 1947, by striking out the word "nine" in the

On motion of Senator Rowell the Senate voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

The message further stated that the House of Representatives had voted to adopt the following resolution, in the adoption of which it asked the concurrence of the Honorable Senate:

Whereas, it appears that all necessary legislative work may be accomplished by Thursday, June 26, instant, therefore be it

Resolved, by the House of Representatives, the Senate concurring, that the present session of the Legislature be brought to final adjournment on Thursday, June 26, instant, at 5:00 o'clock in the afternoon.

Be It Further Resolved, That on that date all pending reports, bills and joint resolutions be indefinitely postponed.

On motion of Senator Laraba the above concurrent resolution was laid on the table.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Revision of Laws:

House Bill No. 288, An act relative to the salary of the solicitor of Grafton county.

To the Committee on Finance:

House Bill No. 341, An act relative to the construction and alteration of state armories.

House Bill No. 370, An act relative to hospital survey and construction.

House Bill No. 371, An act to require the licensing, inspection and regulation of hospitals and related institutions.

To the Committee on Education:

House Bill No. 386, An act relative to the Union school district in Concord and the Canterbury school district.

To the Committee on Public Health:

House Bill No. 411, An act relative to the practice of nursing.

To the Committee on Public Improvements:

House Bill No. 466, An act relating to the payment of motor vehicle road tolls by cities and towns.

To the Committee on Judiciary:

House Bill No. 473, An act relating to the redistricting of senatorial districts.

To the Committee on Claims:

House Joint Resolution No. 23, Joint resolution in favor of Roby C. Caldwell of Concord.

Introduction of Bills

Senator Gamache, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 93, An act relative to games of chance.

Senator Smart, under a suspension of the rules, sixteen senators actually having voted in favor thereof,

introduced the following entitled bills, which were read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 94, An act amending the charter of the city of Dover.

To the Committee on Insurance:

Senate Bill No. 95, An act relative to life, accident and health insurance benefits for employees of the city of Dover.

Committee Reports Taken from the Table

House Bill No. 70, An act to abolish discriminatory wage rates based on sex.

The question being stated, Shall the amendment offered by the committee be adopted?

On a *viva voce* vote, the affirmative prevailed, the amendment was adopted and the bill, as amended, was ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Laraba the rules were suspended and the above entitled bill was placed on its third reading and final passage at the present time.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 467, An act for county co-operative extension work in agriculture and home economics, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

President Barnard declared a recess of five minutes.

Recess

The Senate reassembled.

Senator O'Malley, for the Committee on Finance, to

whom was referred Senate Joint Resolution No. 10, Joint resolution providing for an interim committee to study the overall tax structure, having considered the same, reported the same with the following amendment and recommended that the joint resolution, as amended, ought to pass.

Amend the joint resolution by striking out all after the resolving clause and substituting therefor the following:

That, a committee of five members be appointed as hereinafter provided, to study all phases of taxation in the state. Said committee shall be appointed by the Governor with the advice and consent of the Council, on or before September 1, 1947. Vacancies occurring shall be filled in the same manner. Said committee shall make a careful study of present taxes, tax income from all sources, and possibilities of future revenue. They shall ascertain the amount of real and personal property in the state now exempted from taxation, and shall study the laws governing and permitting tax exemption for the purpose of determining whether or not exemptions now granted are in strict compliance with the statutes, and make such recommendations with reference to changes in present laws relating to tax exemption as they may deem best. Said committee shall have full power and authority to require from the several departments, boards and commissions of the state government, the assessors of cities and the selectmen of towns, and from individuals, fiduciaries, partnerships, and corporations, such information and assistance as may be necessary for the purposes of the committee. Said committee shall have the authority to summon witnesses and hold hearings at such times and places as they may deem best. Said committee may employ such clerical or expert assistance as they may determine necessary. The members of said committee shall serve without

compensation, but shall be reimbursed for their necessary expenses when engaged in the business of said committee. Said committee shall report its findings and recommendations to the next session of the legislature. The sum of twenty-five thousand dollars or so much thereof as may be necessary is hereby appropriated to carry out the purposes of this resolution, and the Governor is authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

The report was accepted, amendment adopted, and the joint resolution as amended was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred House Joint Resolution No. 6, Joint resolution to provide for an investigation of the laws relating to tax exemption of real estate and personal property and to ascertain the total value of property in New Hampshire so exempted, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, subject matter covered by other legislation.

The report was accepted.

On motion of Senator Smart the bill and the accompanying report was re-committed to the Committee on Finance.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 57, An act relating to bounty on bears, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by adding at the end thereof the following: The expiration date of this act shall be December 31, 1948; so that said section as amended shall read:

1. Amend section 1 of chapter 180 of the Revised Laws by adding at the end thereof the words, except, however, that in the counties of Coos, Carroll and Grafton the bounty shall be twenty dollars; and before a person shall receive said bounty, he shall show a game warden where said bear was killed, so that said section as amended shall read as follows: 1. *Bears.* If any person shall kill a wild bear within this state he shall receive from the selectmen of the town where it was killed a bounty of five dollars, if he shall produce to the said board the carcass and pelt of said bear, and prove to their satisfaction that said bear was killed within the limits of said town within thirty-six hours of the time of its production. Except, however, that in the counties of Coos, Carroll and Grafton the bounty shall be twenty dollars; and before a person shall receive said bounty, he shall show a game warden where said bear was killed. The expiration date of this act shall be December 31, 1948.

The Clerk proceeded to read the amendment.

On motion of Senator Smart further reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Public Health, to whom was referred House Bill No. 448, An act requiring pre-natal standard serological tests for syphilis, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Green for the Committee on Revision of Laws, to whom were referred:

Senate Bill No. 45, An act relating to compensation of trustees.

House Bill No. 173, An act relating to the society for the preservation of New England antiquities.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Green for the Committee on Revision of Laws, to whom was referred House Bill No. 196, An act relating to the salaries of clerks of municipal court, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend the bill by striking out all of section 1 and substituting in place thereof the following:

1. *Clerks of Municipal Courts.* Amend section 8 of chapter 377 of the Revised Laws by striking out said section and inserting in place thereof the following: 8. *Salaries.* The Clerk of the Portsmouth municipal court shall receive an annual salary of eight hundred dollars, to be paid by said city in equal monthly payments; the salary of all other clerks of municipal courts in cities and towns of five thousand population or more shall be not less than three hundred dollars, and as much more as the city or town in which said court is located may vote to pay.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Green for the Committee on Revision of Laws, to whom was referred House Bill No. 238, An act to increase the compensation of the clerk of the Manchester Municipal Court, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the word "fifteen" wherever it appears and substituting in place

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thereof the word, eighteen, so that said section as amended shall read as follows:

1. *Salaries.* Amend section 8 of chapter 377 of the Revised Laws of New Hampshire, 1942, by striking out the word "twelve" and inserting in place thereof the word, eighteen, so that said section as amended shall read as follows: 8. *Salaries.* The Clerk of the Manchester municipal court shall receive an annual salary of eighteen hundred dollars, to be paid by said city in equal monthly payments; the salaries of all other clerks of municipal courts in cities or towns of five thousand population or more shall not be less than one hundred and fifty dollars, and as much more as the city or town in which such court is located may vote to pay.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Green for the Committee on Revision of Laws, to whom was referred House Bill No. 16, An act relative to the salary of the Commissioners of Merrimack county, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out in line fourteen after the word Hillsborough, the words "twenty-seven hundred" and substituting in place thereof the words, three thousand, so that said section as amended shall read as follows:

1. *Rockingham and Merrimack Counties.* Amend section 27 of chapter 47 of the Revised Laws, as amended by chapters 119, 150, 195 and 202 of the laws of 1943, by section 1, chapter 66 of the Laws of 1945 and section 1, chapter 163 Laws of 1945, by striking out the words "ten hundred" where they occur in the fourth and seventh lines and inserting in place thereof the words, fifteen hundred, so that said section as

amended shall read as follows: 27. *Commissioners.* The annual salary of each commissioner of the following counties shall be as follows, payable monthly by the county:

In Rockingham, fifteen hundred dollars.

In Strafford, twelve hundred dollars.

In Belknap, twelve hundred dollars.

In Merrimack, fifteen hundred dollars.

In Hillsborough, three thousand dollars.

In Cheshire, one thousand dollars.

In Sullivan, ten hundred dollars.

In Grafton, ten hundred dollars.

In Coos county each commissioner when employed in the business of the county, shall receive five dollars a day, payable as hereinbefore provided. In Carroll county each commissioner, when employed in the business of the county, shall receive eight dollars a day, payable as hereinbefore provided. To the foregoing sums shall be added, in all the counties, a reasonable sum for all necessary expenses, upon order of the county auditors.

The report was accepted.

On motion of Senator Rowell the bill and the accompanying report was re-committed to the Committee on Revision of Laws.

Senator O'Malley for the Committee on Finance, to whom was referred Senate Bill No. 90, An act relative to personnel of the attorney general's department and the public service commission, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the committee was adopted.

Senator Noel for the Committee on Engrossed Bills, to whom was referred House Bill No. 292, An act relative to rating organizations, having considered the

same, reported the same under Joint Rule No. 6 with the following amendment and recommended that the bill as amended ought to pass.

Amend section 12 of the bill by striking out the same, renumbering and inserting in place thereof the following:

2. *Repeal.* Section 15 of chapter 325 of the Revised Laws relating to rate combinations is hereby repealed.

Further amend said bill by renumbering section 13 to read section 3.

The report was accepted, amendment adopted and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 74, An act relating to the opening and closing of polls.

House Bill No. 200, An act relative to recording payments subsequent to tax sales.

House Bill No. 276, An act to provide for the verification of checklists.

House Bill No. 293, An act relating to unfair practices in the business of insurance.

House Bill No. 304, An act in relation to the conduct of tax sales.

House Bill No. 404, An act relative to the salary of the mayor of the city of Somersworth.

Senate Bill No. 13, An act authorizing the town of Durham to issue serial bonds or notes.

Senate Bill No. 70, An act providing for the changing of a class II highway to a class V highway.

JOHN P. H. CHANDLER, JR.,
For the Committee.

On motion of Senator Laraba, use of the Senate Chamber was granted to the Committee on Judiciary for Wednesday afternoon at 1:30 P. M. for a public hearing on House Bill No. 35, An act relating to workmen's compensation.

The President declared a recess of five minutes.

Recess

The Senate reassembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 452, An act to raise salaries of mayor and aldermen of the city of Concord.

House Bill No. 409, An act relative to the establishment of a state board of fire control.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred to the Committee on Judiciary:

House Bill No. 452, An act to raise salaries of mayor and aldermen of the city of Concord.

House Bill No. 409, An act relative to the establishment of a state board of fire control.

Introduction of Joint Resolution

Senator Smart, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled joint resolution, which was read a first and second time, laid on the table to

be printed, and referred to the Committee on Agriculture:

Senate Joint Resolution No. 15, An act relative to agricultural resources of the state.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills and joint resolution were read a third time and passed:

Senate Bill No. 45, An act relating to compensation of trustees.

Senate Joint Resolution No. 10, Joint resolution providing for an interim committee to study the overall tax structure.

House Bill No. 57, An act relating to bounty on bears.

House Bill No. 173, An act relating to the society for the preservation of New England antiquities.

House Bill No. 196, An act relating to the salaries of clerks of municipal courts.

House Bill No. 238, An act to increase the compensation of the clerk of the Manchester municipal court.

House Bill No. 448, An act requiring pre-natal standard serological tests for syphilis.

House Bill No. 467, An act for county co-operative extension work in agriculture and home economics.

On motion of Senator Noel the following resolution was adopted:

Resolved, That when the Senate adjourns today, it be to meet Saturday morning at 10 o'clock, and when it adjourns Saturday morning it be to meet Tuesday morning at 11 o'clock.

Notice of Reconsideration

Senator Gamache served notice to the Senate that on Tuesday or some subsequent date he would ask for a reconsideration of the vote on Senate Bill No. 90, An act relative to personnel of the attorney general's department and the public service commission.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, JUNE 14, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Saturday, June 14, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

TUESDAY, JUNE 17, 1947.

The Senate met according to adjournment.

Leave of Absence

Senator Batchelor was granted a leave of absence on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bills and joint resolutions, sent down from the Honorable Senate:

Senate Bill No. 47, An act relating to political expenditure.

Senate Bill No. 76, An act relative to transference of the powers and duties of the collectors of taxes to the town managers of towns subject to chapter 55, Revised Laws, and voting therefor.

Senate Bill No. 77, An act relative to medical referees, autopsies and inquests.

Senate Bill No. 83, An act relative to compensation for jurors for expenses.

Senate Bill No. 87, An act relative to change in classification of highway in Alstead and Gilsum.

Senate Joint Resolution No. 2, Joint resolution in favor of Mrs. Alice D. Smith.

Senate Joint Resolution No. 7, Joint resolution in favor of Ernest Beaulac.

Senate Joint Resolution No. 9, Joint resolution relative to repairs to a covered bridge in the town of Stark.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 442, An act relating to the tobacco tax.

House Bill No. 70, An act to abolish discriminatory wage rates based on sex.

House Bill No. 405, An act to revise the charter of the city of Dover.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

Senate Bill No. 75, An act relating to Bang's disease.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 69, An act relating to the practice of veterinary medicine.

Amend said bill by striking out section 2 and inserting in place thereof the following: 2. *Temporary Eligibility for Examination.* Any person who was graduated from a veterinary college not on the recognized list as provided in section 9, Chapter 255, Revised Laws, between the years 1942 and 1947, which college had a course of study of not less than four school years of not less than six months each, and who has served an internship under a duly licensed veterinary in this state for at least two years prior to the passage of this act, shall upon application submitted within one year from the date of the passage of this act and not thereafter, be eligible to take the examination provided in said section 9 of chapter 255 and upon passing such examination to receive a license as provided in section 10 of said chapter.

On motion of Senator Green the Senate voted to concur in the amendment to the above entitled bill, sent up from the House of Representatives.

Committee Reports

Senator O'Malley, for the Joint Committee on Education and Finance, to whom were referred:

Senate Bill No. 23, An act providing for state financial aid to school districts.

Senate Bill No. 24, An act creating a state council on cooperation in teacher education.

Senate Bill No. 26, An act relating to the certification of teachers.

Senate Joint Resolution No. 5, Joint resolution to establish a commission to study the governmental structure of the state educational system.

Having considered the same, reported the same with the following resolution:

Resolved, That they are inexpedient to legislate.

The reports were accepted, and the resolution of the committee was adopted.

Senator O'Malley, for the Committee on Finance, to whom were referred:

House Bill No. 469, An act relative to the burial of veterans.

House Joint Resolution No. 24, Joint resolution providing for the celebration of the fiftieth anniversary of the Spanish-American War, and the participation therein by the State of New Hampshire.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bill and joint resolution were ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom was referred House Bill No. 241, in new draft and with new title, An act to provide for the voluntary registration of real estate brokers and salesmen, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 13 of the bill by striking out the words "sign of certification" in the second line and

substituting therefor the words, certificate of registration; so that said section as amended shall read:

13. *Sign and Card.* The commissioner shall prepare and issue to each registrant a certificate of registration and a pocket card.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Insurance, to whom was referred House Bill No. 294, An act relative to the regulation of rates for fire insurance and certain casualty insurance, having considered the same, reported the same with the following amendments, and recommended that the bill, as amended, ought to pass.

Amend section 5 of the bill, sub-section (a), by striking out the word "may" in the sixth line, and substituting in place thereof the word, shall; so that said sub-section as amended shall read:

(a) The commissioner may suspend any filing for not more than thirty days, such suspension to be effective from the time when the filing is received, pending inquiry and investigation as to whether the filing meets the requirements of this chapter. If at any time the commissioner finds that a filing does not meet the requirements of this chapter, he shall disapprove the same. He shall send to the insurer or rating organization which made such filing, written notice thereof specifying therein in what respects he finds such filing fails to meet the requirements of this chapter and the effective date of such disapproval. Said disapproval shall not affect any contract made or issued prior to such effective date.

Amend section 12 of the bill by inserting after the word "for" in the second line the words, each of; so that said section as amended shall read:

12. *Appropriation.* The sum of ten thousand

dollars is hereby appropriated to the insurance department for each of the fiscal years ending June 30, 1948 and June 30, 1949 to pay for such actuarial, statistical, and rating advisory services and other additional administrative costs as may be necessary in connection with the supervision of rates and rating organizations. The governor is hereby authorized to draw his warrant for said sums out of any money in the treasury not otherwise appropriated.

The report was accepted, amendments adopted, and the bill, as amended, was referred to the Committee on Finance, under the rules.

Senator Kelley, for the Committee on Fisheries and Game, to whom were referred:

Senate Bill No. 80, An act relative to a change of name for Long Pond in the town of Croydon.

House Bill No. 410, An act relating to license fees.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 68, An act relating to damage by game birds and game, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

Amend the bill by striking out all after the enacting clause and substituting in place thereof the following:

SECTION 1. *By Game.* Amend section 21 of chapter 241 of the Revised Laws by inserting after the words "fruit trees" in the first sentence of said section the following: or well-kept natural stands of blueberries maintained on a commercial basis which have been improved by burning and weeding or fertilization in a manner recommended by the New Hampshire Agricul-

tural Experiment Station; so that said section as amended shall read: 21. *By Game.* A person who suffers loss or damage to annual crops or fruit trees, or well-kept natural stands of blueberries maintained on a commercial basis which have been improved by burning and weeding or fertilization in a manner recommended by the New Hampshire Agricultural Experiment Station, by game, shall, if he claims damages therefor, within ten days from the discovery thereof, notify the director in writing of such damage. The director or his agent shall investigate such claim within thirty days from the receipt by him of notice of such damage, determine whether such damage was caused by game, and appraise the amount thereof to be paid. The appraisal shall be made within sixty days from the receipt of the notice of damage; and the director shall present his certificate of the amount of his appraisal to the governor, who is authorized to draw his warrant upon the fish and game fund in payment therefor.

SECTION 2. *Takes Effect.* This act shall take effect January 1, 1948.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 85, An act relative to rules and regulations made by the fish and game director for taking fish, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee was adopted.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 363, An

act to free from tolls the so-called Kearsarge toll road and to further define the authority of the commissioner of highways to regulate traffic, and to reclassify certain roads in the state of New Hampshire, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment, and recommended that the bill, as amended, ought to pass.

Amend said bill by renumbering section 5-a to read section 6; section 5-b to read section 7; and section 6 to read section 8.

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 231, An act providing for the registration of architects.

House Bill No. 12, An act to equalize educational opportunities and to improve the public elementary and high schools of New Hampshire.

House Bill No. 454, An act to permit the establishment of co-operative school districts.

Senate Bill No. 75, An act relating to Bang's disease.

Senate Bill No. 83, An act relative to compensation to jurors for expenses.

Senate Bill No. 66, An act permitting Saturday closing for any or all state departments.

House Bill No. 70, An act to abolish discriminatory wage rates based on sex.

House Bill No. 328, An act relating to housing authorities for so-called blighted areas, and redevelopment projects.

House Bill No. 343, An act relative to fees of tax collectors.

Senate Bill No. 72, An act to restrict the use and operation of certain boilers in the interests of public safety.

Senate Bill No. 79, An act relating to the nomination of presidential electors.

Senate Bill No. 87, An act relative to change in classification of highway in Alstead and Gilsum.

ALDEGE A. NOEL,
For the Committee.

Committee on Conference Report

The Conference Committee, to whom was referred Senate Bill No. 33, "An act relative to the director of the fish and game department," having considered the same, recommended that the Senate and House recede from their positions in adopting the former recommendations of the Conference Committee on said bill, and further recommend that the House recede from its adoption of amendments to said bill, that the Senate recede from its position of non-concurrence of the adoption of the amendments proposed by the House, and further recommend that the Senate and House adopt the following amendments to said bill:

Amend said bill by striking out the title and inserting in place thereof the following:

An act empowering the governor and council to remove certain public officials for cause.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Public Officials.* Amend chapter 27 of the Revised Laws by inserting after section 47 the following new subdivision:

Governor and Council May Remove Certain Public Officials for Cause

48. *Removal for Cause.* No commissioner, director,

superintendent or other executive head of a state department, agency or institution appointed by a state board, commission, or trustees of a state institution, whose tenure of office is indeterminate, shall be discharged or removed except by the Governor and Council for malfeasance, misfeasance, or inefficiency in office, or incapacity or unfitness to perform his duties, or for the good of the department, agency or institution. The attorney-general, or the board, commission or trustees which appointed any such public official may petition the Governor and Council for his removal, setting forth the grounds or reasons therefor. The Governor and Council shall hold a public hearing upon such petition, giving due notice thereof to such public official not less than thirty days before the hearing, and shall, if they find, upon due hearing, good cause for removal of such official, order his removal from public office.

2. *Takes Effect.* This act shall take effect upon its passage.

JAMES WELCH,
CURTIS C. CUMMINGS,
Conferees on Part of Senate.
LLEWELLYN F. FERNALD,
JOEL S. DANIELS,
LAURENCE M. PICKETT,
Conferees on Part of House.

Bill Recalled from the Governor

On motion of Senator Noel the following resolution was adopted:

Resolved, That His Excellency, the Governor, be requested to return to the Senate, for further consideration, House Bill No. 448, An act requiring pre-natal standard serological tests for syphilis.

Bill Returned from the Governor

Pursuant to the above request, His Excellency, the Governor, returned House Bill No. 448, An act requiring pre-natal standard serological tests for syphilis.

On motion of Senator Noel the rules were so far suspended as to allow a reconsideration of the vote on the above entitled bill.

On motion of the same Senator the Senate voted to reconsider the vote whereby the bill passed.

On motion of the same Senator the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

On motion of the same Senator the bill was recommitted to the Committee on Public Health.

Reconsideration

On motion of Senator Green the rules were suspended to allow a reconsideration of the vote on Senate Bill No. 45, An act relating to compensation of trustees.

On motion of the same Senator the Senate voted to reconsider the vote whereby Senate Bill No. 45, An act relating to compensation of trustees, passed.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the above entitled bill was ordered to a third reading.

The bill being on its second reading, Senator Green offered the following amendment:

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Trustees of Estates.* Amend chapter 363 of the Revised Laws by inserting after section 19 the following new section: 20. *Compensation.* A trustee, unless it is otherwise provided by the instru-

ment creating the trust, shall be allowed his reasonable expenses incurred in the execution of his trust and shall have reasonable compensation for services as the judge may allow. Except in cases of charitable trusts, such compensation may be apportioned between principal and income as the judge may determine.

On a *viva voce* vote the amendment was adopted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Gamache moved that the rules be suspended to allow a reconsideration of the vote whereby Senate Bill No. 90, An act relative to personnel of the Attorney-General's Department and the Public Service Commission was voted inexpedient to legislate.

(Discussion ensued)

On a *viva voce* vote the negative prevailed.
Senator Gamache demanded a roll call.

Roll Call

The Clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Kelley, Stafford, Chandler, Noel, Gamache, O'Malley, Daniel, Marcoux.

The following named senators voted in the negative: Senators Cummings, Green, Welch, Hewitt, Gay, Rowell, Sawyer, Colburn, Morgan, Bean, Smart, Butman, Spollett and Laraba.

Eight senators having voted in the affirmative, and fourteen senators having voted in the negative, the negative prevailed, and the motion to reconsider was lost.

The President declared a recess.

Recess

The Senate re-assembled.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 45, An act relating to compensation of trustees.

Senate Bill No. 68, An act relating to damage by game birds and game.

Senate Bill No. 80, An act relative to a change of name for Long Pond in the town of Croydon.

House Bill No. 241 (in new draft and new title), An act to provide for the voluntary registration of real estate brokers and salesmen.

House Bill No. 410, An act relating to license fees.

House Bill No. 469, An act relative to the burial of veterans.

House Joint Resolution No. 24, Joint resolution providing for the celebration of the fiftieth anniversary of the Spanish-American War and the participation therein by the state of New Hampshire.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, JUNE 18, 1947.

The Senate met according to adjournment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 30, An act to provide for the elimination of unnecessary and obsolete records, files and reports.

House Bill No. 131, An act relating to damage to game by dogs.

House Bill No. 135, An act to increase the fees for sheriffs and deputy sheriffs.

House Bill No. 157, An act relating to minimum wages for employees in manufacturing establishments.

House Bill No. 350, An act relating to salaries.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 21, An act to increase the salaries of the justices of certain municipal courts.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Salaries of Justices.* Amend Paragraph I and paragraph II of section 31 of chapter 377 of the Revised Laws by striking out said paragraphs and inserting in place thereof the following:

I. *Salaries of Justices.* Salaries of justices of municipal courts shall be paid from the treasury of the city or town in which such courts are located, may be paid quarterly or monthly, and shall be in the following sums per annum:

In Manchester, three thousand eight hundred dollars;

In Nashua, two thousand eight hundred dollars;

In Concord, two thousand eight hundred dollars;

In Portsmouth, one thousand eight hundred dollars;

In Dover, one thousand eight hundred dollars;
In Laconia, one thousand eight hundred dollars;
In Keene, one thousand eight hundred dollars;
In Claremont, one thousand eight hundred dollars;
In Berlin, one thousand eight hundred dollars;
In Rochester, one thousand two hundred dollars;
In Lebanon, one thousand dollars;
In Newport, nine hundred dollars;
In Derry, nine hundred dollars;
In Franklin, nine hundred dollars;
In Exeter, eight hundred dollars;
In Somersworth, eight hundred dollars;
In Littleton, eight hundred dollars;
In Milford, six hundred dollars.

II. In all other towns, not provided for above, as follows: In towns of not less than two thousand nor more than five thousand inhabitants, four hundred dollars, unless otherwise voted by the town, but not less than two hundred dollars. In towns of less than two thousand inhabitants, one hundred dollars and such further sum as such town may vote.

2. *Takes Effect.* This act shall take effect upon its passage, provided however, that in towns (excluding cities) which have already adopted budgets and made appropriations for the fiscal year 1947 without provision for the foregoing increases, this act shall take effect at the beginning of the fiscal year 1948.

On motion of Senator Sawyer, the Senate voted to concur in the amendment to the above entitled bill, sent up from the House of Representatives.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 65, An act relating to the term of office of the liquor commissioners.

The message further stated that the House of Rep-

representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following bills and joint resolution, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate.

House Bill No. 263, An act relative to auditing accounts of fairs.

Amend section 1 of said bill by striking out the first seven lines and inserting in place thereof the following:

1. *Auditing Accounts.* Amend section 18 of chapter 171 of the Revised Laws by striking out said section and inserting in place thereof the following: 18. *Agricultural Fairs.* The portion of

Further amend said section 1 by adding at the end thereof the following:

The cost of audit by the tax commission shall be borne by each fair audited.

On motion of Senator Batchelor the Senate voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

Senate Joint Resolution No. 7, Joint resolution in favor of Ernest Beaulac.

Amend the resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of two hundred thirty-four dollars and fifty-three cents (\$234.53) is hereby appropriated to Ernest Beaulac of Berlin to compensate him for damages caused to his automobile as a result of an accident occurring on March 30, 1945, on the State Highway in Pinkham Notch due to the presence of a tree across the highway which was being handled by a crew of the Highway Department of the State. Said

sum hereby appropriated shall be a charge upon the State Highway Fund.

On motion of Senator Kelley the Senate voted to concur in the adoption of the amendment offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

House Bill No. 252, An act relating to the ballot law commission.

Amend section 1 of chapter 34-a as inserted by section 1 of said bill by striking out the word "August" in the eighth line and inserting in place thereof the word, July.

Amend paragraph II of section 4 of said chapter 34-a by striking out the third sentence in said paragraph and inserting in place thereof the following: If after such review, it shall appear that the appellant had the greatest number of votes, the commission shall change the declaration of the Secretary of State and issue a certificate of such changed declaration to the appellant.

On motion of Senator Rowell the Senate voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 57, An act relating to bounty on bears.

Introduction of Bills

Senator Cummings, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bills, which were read

a first and second time, laid upon the table to be printed, and referred:

To the Committee on Liquor Laws:

Senate Bill No. 97, An act relative to advertising of liquor and beverages.

To the Committee on Fisheries and Game:

Senate Bill No. 98, An act relative to the taking of lobsters and crabs.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Finance:

House Bill No. 30, An act to provide for the elimination of unnecessary and obsolete records, files and reports.

House Bill No. 350, An act relating to salaries.

To the Committee on Fisheries and Game:

House Bill No. 131, An act relating to damage to game by dogs.

To the Committee on Revision of Laws:

House Bill No. 135, An act to increase the fees of sheriffs and deputy sheriffs.

To the Committee on Labor:

House Bill No. 157, An act relating to minimum wages for employees in manufacturing establishments.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 51, An act establishing an interstate flood control committee.

House Bill No. 151, An act providing an additional appropriation for the fish and game department for an expanded program of propagation.

House Bill No. 383, An act establishing a state board of agriculture.

House Bill No. 431, An act relative to indemnity for condemned domestic animals.

House Bill No. 474, An act relating to an aerial survey of the state of New Hampshire.

House Bill No. 475, An act relating to the approaches to the General John Sullivan and Alexander Scammel bridges.

House Joint Resolution No. 4, Joint resolution for an interim commission to study the project of a port authority for the state of New Hampshire.

House Joint Resolution No. 28, Joint resolution in favor of the estate of Ray King Hodgkins, Jr.

Read and Referred

The following entitled bills and joint resolutions, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Finance:

House Bill No. 51, An act establishing an interstate flood control committee.

House Bill No. 151, An act providing an additional appropriation for the fish and game department for an expanded program of propagation.

House Bill No. 383, An act establishing a state board of agriculture.

House Bill No. 431, An act relative to indemnity for condemned domestic animals.

House Bill No. 474, An act relating to an aerial survey of the state of New Hampshire.

House Bill No. 475, An act relating to the approaches

to the General John Sullivan and Alexander Scammel bridges.

House Joint Resolution No. 4, Joint resolution for an interim commission to study the project of a port authority for the state of New Hampshire.

House Joint Resolution No. 28, Joint resolution in favor of the estate of Ray King Hodgkins, Jr.

. Introduction of Committee Reports

Senator Laraba, under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Senator Laraba, for the Committee on Rules, to whom was referred Senate Bill No. 96, An act relating to the racing commission, having considered the same, recommended that the bill be introduced, printing dispensed with, and that the bill be referred to the Committee on Judiciary.

The report was accepted, recommendation of the committee was adopted, and the bill was read a first and second time and referred to the Committee on Judiciary.

At the request of Senator Noel the bill was read in full, by the Clerk.

Senator Smart, under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 294, An act relative to the regulation of rates for fire insurance and certain casualty insurance, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill was ordered to a third reading this afternoon at two o'clock.

Committee Reports

Senator Kelley, for the Committee on Judiciary, to whom were referred:

House Bill No. 197, An act relating to the salary of the solicitor of Belknap county.

House Bill No. 402, An act relative to the salary of the solicitor of Hillsborough county.

House Bill No. 460, An act relating to explosives.

House Bill No. 180, An act relating to the salary of the solicitor of Rockingham county.

House Bill No. 41, An act establishing the ward lines in the city of Portsmouth.

House Bill No. 213, An act relative to the salaries of the special justices of the municipal courts of Portsmouth and Laconia.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom was referred House Bill No. 470, An act to repeal charters of certain corporations, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

Amend the bill by adding to the list of corporations whose charters are repealed the following: Addison-Wesley Press, Inc. (Manchester—1942).

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom was referred House Bill No. 409, An act relative to the establishment of a State Board of Fire Control, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance, under the rules.

Senator O'Malley, for the Committee on Finance, to whom were referred:

House Bill No. 371, An act to require the licensing, inspection and regulation of hospitals and related institutions.

House Bill No. 341, An act relative to the construction and alteration of state armories.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom were referred:

Senate Bill No. 25, An act relating to the transportation of pupils to and from the public schools and making an appropriation therefor.

Senate Bill No. 27, An act relating to teachers' salaries.

Having considered the same, reported the same with the following resolution:

Resolved, That they are inexpedient to legislate.

The reports were accepted, and the resolutions of the committee were adopted.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 370, An act relative to hospital survey and construction, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 16 of the bill by striking out in line 6 the figures \$10,500 for 1948 and \$12,500 for 1949 and substituting in place thereof the figures \$7500.00 for 1948 and \$7500 for 1949, so that said section as amended shall read as follows:

16. *Severability.* If any provision hereof or the application thereof to any person or circumstance shall be held invalid, such invalidity shall not affect the provisions or applications hereof which can be given effect without the invalid provision or application, and to this end the provisions hereof are declared to be severable.

2. *Appropriation.* The sum of \$7,500.00 for 1948 and \$7500 for 1949 is hereby appropriated to be expended under the direction of the state board of health for the purpose of administering the provisions of this act and the governor is authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

3. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Gamache, for the Committee on Public Improvements, to whom was referred Senate Joint Resolution No. 13, Joint resolution concerning a bridge in the town of Warner, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the joint resolution was ordered to a third reading this afternoon at two o'clock.

Senator Gamache, for the Committee on Public Improvements, to whom was referred Senate Joint Resolution No. 14, Joint resolution providing funds for reconstruction and repair of certain highways, bridges and culverts damaged by a cloudburst in June, 1947 in the towns of Dalton, Lyman and Littleton, having considered the same, reported the same with the fol-

lowing amendments and recommended that the joint resolution, as amended, ought to pass.

Amend the caption of the joint resolution by striking out the same and substituting in place thereof the following:

Providing funds for reconstruction and repair of certain highways, bridges and culverts damaged by a cloudburst in June, 1947, in the towns of Dalton, Lyman, Littleton, Whitefield, Jefferson and Lancaster.

Further amend the joint resolution by striking out everything after the resolving clause and substituting in place thereof the following:

That the sums of \$3,750.00 and \$3,250.00 are hereby appropriated to be paid to the towns of Lyman and Littleton, respectively, \$1,500.00 for the town of Whitefield, \$2,000.00 for the town of Jefferson and \$4,500.00 for the town of Lancaster, for not exceeding one-half the amount expended by them for repairing certain highways, bridges and culverts destroyed by a cloudburst in June, 1947. The sums so appropriated hereunder shall be paid upon presentation of proper vouchers by the towns and shall be a charge upon the Highway Funds.

That a sum not exceeding \$40,000.00 is hereby appropriated for the same purpose in the town of Dalton, provided that said town of Dalton appropriates a sum of not less than \$5,000.00 and that said sums be expended under the direction and supervision of the State Highway Department. The sum appropriated shall be a charge upon the Highway Fund.

The report was accepted, amendments adopted, and the joint resolution, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 469, An act relative to the burial of veterans, having considered

the same, reported the same, under Joint Rule No. 6, with the following amendment, and recommended that the bill, as amended, ought to pass.

Amend section 1 by striking out the first three lines and inserting in place thereof the following:

1. *Veterans.* Amend section 16, chapter 124 of the Revised Laws as amended by chapter 102, Laws of 1943, and chapter 88, Laws of 1945, by striking out the same and inserting in place thereof the following:

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 173, An act relating to The Society for the Preservation of New England Antiquities.

House Bill No. 467, An act for county co-operative extension work in agriculture and home economics.

Senate Bill No. 47, An act relating to political expenditure.

Senate Joint Resolution No. 2, Joint resolution in favor of Mrs. Alice D. Smith.

Senate Joint Resolution No. 9, Joint resolution relative to repairs to a covered bridge in the town of Stark.

Senate Bill No. 52, An act to empower the city of Concord to construct a reservoir on Turkey river in said city for recreational and auxiliary water supply purposes and other municipal uses.

Senate Bill No. 22, An act relative to salaries of commissioners, sheriff and solicitor of Cheshire county.

Senate Bill No. 77, An act relative to medical referees, autopsies and inquests.

House Bill No. 462, An act relative to the Girls' Club of Manchester, New Hampshire.

JOHN P. H. CHANDLER, JR.,
For the Committee.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills and joint resolutions were read a third time and passed:

Senate Joint Resolution No. 13, Joint resolution concerning a bridge in the town of Warner.

Senate Joint Resolution No. 14, Joint resolution providing funds for reconstruction and repair of certain highways, bridges and culverts damaged by a cloudburst in June, 1947 in the towns of Dalton, Lyman, Littleton, Whitefield, Jefferson and Lancaster.

House Bill No. 41, An act establishing the ward lines in the city of Portsmouth.

House Bill No. 180, An act relating to the salary of the solicitor of Rockingham county.

House Bill No. 197, An act relating to the salary of the solicitor of Belknap county.

House Bill No. 213, An act relative to the salaries of the special justices of the municipal courts of Portsmouth and Laconia.

House Bill No. 294, An act relative to the regulation of rates for fire insurance and certain casualty insurance.

House Bill No. 341, An act relative to the construction and alteration of state armories.

House Bill No. 370, An act relative to hospital survey and construction.

House Bill No. 371, An act to require the licensing,

inspection and regulation of hospitals and related institutions.

House Bill No. 402, An act relative to the salary of the solicitor of Hillsborough county.

House Bill No. 460, An act relating to explosives.

House Bill No. 470, An act to repeal charters of certain corporations.

On motion of Senator Cummings the Senate adjourned.

THURSDAY, JUNE 19, 1947.

The Senate met according to adjournment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 223 (in new draft), An act relating to the closing of county offices on Saturday.

House Bill No. 463, An act authorizing the town of Hampton to issue serial bonds or notes.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 292, An act relative to rating organizations.

House Bill No. 363, An act to free from tolls the so-called Kearsarge Mountain toll road and classify said road as a recreational road and to further define the

authority of the commissioner of highways to regulate traffic, and to classify certain roads in the state of New Hampshire.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 470, An act to repeal charters of certain corporations.

House Bill No. 294, An act relative to the regulation of rates for fire insurance and certain casualty insurance.

House Bill No. 370, An act relative to hospital survey and construction.

House Bill No. 241, An act to provide for the voluntary registration of real estate brokers and salesmen.

House Bill No. 196, An act relating to the salaries of clerks of municipal courts.

House Bill No. 238, An act to increase the compensation of the clerk of the Manchester municipal court.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 81, An act relating to powers of appointment.

Senate Bill No. 82, An act relative to qualifications for the practice of chiropody.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following House bills, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 442, An act relating to the tobacco tax.

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An Act relative to unclassified importers of tobacco products.

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1. *Tobacco Tax.* Amend section 1 of chapter 79 of the Revised Laws as amended by section 1 of chapter 133 of the Laws of 1947 by adding at the end thereof a new paragraph as follows: XVI. "Unclassified Importers" shall mean any person, firm, corporation, or association within the state other than a licensed manufacturer, wholesaler, sub-jobber, or vending machine operator who shall import, receive, or acquire from without the state tobacco products for use or consumption within the state.

Amend section 2 of said bill by striking out the first two lines and inserting in place thereof the following:

2. *Unclassified Importers.* Amend chapter 79 of the Revised Laws by inserting after section 2, as amended by section 2, chapter 133, Laws of 1947 the following new section:

2-a. *License.* Each unclassified

Amend section 3 of said bill by striking out the same and inserting in place thereof the following:

3. *Licenses.* Amend chapter 79 of the Revised Laws by inserting after section 3 the following new section: 3-a. *Expiration.* Each unclassified importer's license shall expire on June 30 next succeeding the date of issuance, unless sooner revoked by the tax commission. The holder of each unclassified importer's license may renew the license for a further period of one year on the same terms and conditions as provided in section 2-a.

Amend section 4 of said bill by striking out the first twelve lines and inserting in place thereof the following:

4. *Notification to Tax Commission.* Amend section 5 of chapter 79 of the Revised Laws by striking out said section and inserting in place thereof the following:

Amend section 5 of said bill by striking out said section and inserting in place thereof the following:

5. *Illegal Possession.* Amend section 15 of chapter 79 of the Revised Laws as amended by section 12, chapter 133, Laws of 1947, by inserting after the word "hours" the words, or unless they shall have been imported, received, or acquired within twenty-four hours by a licensed unclassified importer who has notified the tax commission, as provided in section 5, so that said section as amended shall read as follows:

15. *Forfeiture.* Any tobacco products found at any place in this state without stamps affixed thereto as required herein, unless they shall be in the possession of a licensed manufacturer, wholesaler, sub-jobber or vending machine operator, or unless they shall be in the course of transit from without this state and consigned to a licensed manufacturer, wholesaler, sub-jobber or vending machine operator, or a licensed retailer, or unless they shall have been received by a licensed retailer from without the state within twenty-four hours, or unless they shall have been imported, received, or acquired within twenty-four hours by a licensed unclassified importer who has notified the tax commission as provided in section 5, shall be forfeited in the manner provided by chapter 432 of the Revised Laws.

Amend section 6 of said bill by inserting after the figure "6" the following:

Prohibition. Amend chapter 79 of the Revised Laws by inserting after section 20 as inserted by section 14 of chapter 133 of the Laws of 1947 the following new section: 21. *Newspaper Advertisements.*

Amend section 7 of said bill by striking out the same and inserting in place thereof the following:

7. *Takes Effect.* This act shall take effect July 1, 1947.

The Clerk proceeded to read the amendments.

On motion of Senator Laraba further reading of the amendments was dispensed with.

On motion of Senator Rowell the Senate voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

House Bill No. 405, An act to revise the charter of the city of Dover.

Amend section 4 by adding at the end thereof the words, polls shall be open at each municipal election from eight o'clock in the forenoon until six o'clock in the evening in each ward.

Amend section 9 by striking out the words "as councilman" in the fifth line.

Amend section 14-a by striking out the figure "60" in the ninth line and inserting in place thereof the figure, 58.

Amend section 33 by striking out the words "New Hampshire State Commission" in the eighth line and inserting in place thereof the words, state tax commission.

Further amend said bill by renumbering sections 42 to 50 inclusive, to read sections 41 to 49 inclusive.

Further amend said bill by renumbering sections 52 to 60 inclusive, to read sections 50 to 58 inclusive.

Amend section 63 by striking out the figure, "60" in the first line and inserting in place thereof the figure, 58.

Further amend said bill by renumbering sections 62 and 63 to read sections 59 and 60.

On motion of Senator Batchelor the Senate voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

Senate Bill No. 76, An act relative to transference of the powers and duties of the collectors of taxes to the town managers of towns subject to chapter 55, Revised Laws and voting therefor.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relative to transference of the powers and duties of the collector of taxes to the town manager in certain cases.

Amend section 1 of said chapter by striking out the same and inserting in place thereof the following:

1. *Town Manager.* Amend section 5 of chapter 55 of the Revised Laws by inserting after the word "taxes" in the seventh line the words, except as otherwise provided in section 16, so that said section as amended shall read as follows: 5. *General Authority.* The town manager shall be the administrative head of all departments of the town and be responsible for the efficient administration thereof, except as herein otherwise provided. He shall have general supervision of the property and business affairs of the town and of the expenditures of moneys appropriated by it for town purposes, but his authority shall not extend to warning town meetings, making by-laws, borrowing money, assessing or collecting taxes, except as otherwise provided in section 16, granting licenses, laying out highways, assessing damages, or any other functions of a judicial character vested by law in the selectmen or other town officers, nor to supervision of the offices of town clerk and town treasurer.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Exception.* Amend section 9 of said chapter 55 by adding at the end thereof the words, except as otherwise provided in section 16, so that said section as amended shall read as follows: 9. *Incompatibility of Offices.* The town manager during the time that he holds such appointment, may be manager of a district or precinct located wholly or mainly within the same town as hereinafter provided, and may be elected or appointed to any municipal office in such town or included district or precinct that would be subject to his supervision if occupied by another incumbent; but he shall hold no other public office except justice of the peace or notary public except as otherwise provided in section 16.

Further amend said bill by striking out the first three lines of section 3 and inserting in place thereof the following: 3. *Adoption of Provisions.* Amend chapter 55 of the Revised Laws by adding after section 15, as inserted by chapter 20, Laws of 1947, the following new section:

16. *Collection of Taxes.* Any town which, at any annual meeting, whether the

On motion of Senator Welch, the Senate voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 12 (in new draft), An act relative to service exemption for war veterans.

Amend section 29 of section 1 of said bill by striking out the same and inserting in place thereof the following:

29. *Service Exemption.* Every resident of this state who served for not less than ninety days in the armed forces of the United States in any war in which the United States has been engaged and whose services were terminated under conditions other than dishonorable, or for service-connected death or disability within said ninety days, and the wife or widow of such person, in consideration or recognition of such service shall be exempt each year from taxation upon his taxable property to the value of one thousand dollars, provided such person and his wife or widow do not own taxable property in this state, exclusive of *bona fide* encumbrances of record thereon, to the value of more than five thousand dollars.

Amend section 29-a of said section 1 by striking out the same and inserting in place thereof the following:

29-a. *Proration of Exemption.* If any entitled person or persons shall own a fractional interest in taxable property, each such entitled person shall be granted exemption in proportion to his interest therein, but in no case shall the total exemption exceed one thousand dollars, except as provided in section 29-b.

Amend section 29-b of said section 1 by striking out the same and inserting in place thereof the following:

29-b. *Husband and Wife.* A husband and wife, each qualified for exemption, shall be entitled to an exemption of two thousand dollars on their taxable property, provided they do not together own taxable property in this state exclusive of *bona fide* encumbrances of record thereon to the value of more than five thousand dollars.

Amend section 29-d of said section 1 by inserting after the word "encumbrance" in the seventh line the words, of record, so that said section as amended shall read as follows:

29-d. *Application for Exemption.* No person shall be entitled to the exemptions provided by this sub-

division unless he shall have filed with the selectmen or assessors, on or before April fifteenth of each year, an application therefor signed under penalty of perjury, on a form approved by the state tax commission, showing that the applicant is duly qualified and is the true and lawful owner of said property by presenting evidence of title and setting forth the name of the holder, character and amount of any *bona fide* encumbrance of record thereon and on his other taxable property. If any person, otherwise qualified to receive such exemption, shall satisfy the selectmen or assessors that he was prevented by accident, mistake or misfortune from filing said application before April fifteenth said officials may receive said application at a later date and grant an exemption thereunder; but no such application shall be received or exemption granted after the local tax rate is approved.

Further amend section 1 of said bill by adding after section 29-f the following new section:

29-g. *Definition.* The word "resident" as used in section 29 shall mean a person who has resided in this state for at least six months preceding April 1 in the year in which exemption is claimed. In case a person eligible for tax exemption hereunder shall own taxable property in more than one town, he shall take his exemption first in the town where he resides. If he does not own the exemption limit in value of taxable property in the town where he resides, he shall be entitled to take the balance of such exemption in any other town in the state where he owns taxable property.

On motion of Senator Laraba, the Senate voted to lay the bill and the accompanying amendments on the table until next Tuesday.

The message further stated that the House of Representatives had voted to recall from the Governor House Bill No. 187, An act relative to motor vehicle

registration fees, and asked for a committee of conference.

The Speaker appointed as members of such committee, on the part of the House, Messrs. Tewksbury of Cornish, Violet of Acworth, and Wiggin of Bedford.

On motion of Senator Stafford, the Senate acceded to the request of the House.

Pursuant to the above request, the President appointed as members of such committee, on the part of the Senate, Senators Stafford and Batchelor.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred to the Committee on Revision of Laws:

House Bill No. 223 (in new draft), An act relating to the closing of county offices on Saturday.

House Bill No. 463, An act authorizing the town of Hampton to issue serial bonds or notes.

Introduction of Bill

Senator Green, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 99, An act relating to delivery of tax lists to collectors.

The bill was read to the membership of the Senate, by the Clerk.

On motion of Senator Green, the rules were suspended, printing and reference to committee dispensed with, and the above entitled bill was put on its third reading and final passage at the present time.

Senator Noel, under a suspension of the rules, sixteen senators actually having voted in favor thereof,

introduced the following entitled bill which was read a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 100, An act relating to Rivier college.

On motion of Senator Noel, the rules were suspended, printing dispensed with, and the order whereby the above entitled bill was referred to the Committee on Revision of Laws, was vacated, and the bill was put on its third reading and final passage at the present time.

Senator Laraba, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid on the table to be printed, and referred to the Committee on the Judiciary:

Senate Bill No. 101, An act relating to the construction and financing of a water works system for the Wallis Sands, Rye North Beach and Foss Beach district in the town of Rye.

On motion of Senator Laraba, the rules were suspended, and printing of the above entitled bill was dispensed with.

Introduction of Committee Reports

Senator Green, under a suspension of the rules, introduced four committee reports not previously advertised in the Journal.

Senator Daniel, for the Committee on Insurance to whom were referred:

Senate Bill No. 95, An act relative to life, accident and health insurance benefits for employees of the city of Dover.

House Bill No. 178, An act relating to automobile liability insurance.

House Bill No. 451, An act relative to life, accident and health insurance benefits for employees of the city of Laconia.

House Bill No. 468, An act relating to the sale of lightning rods.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Chandler, under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Senator Chandler, for the Committee on Liquor Laws, to whom was referred Senate Bill No. 97, An act relative to advertising of liquor and beverages, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Smart, under a suspension of the rules, introduced two committee reports not previously advertised in the Journal.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 30, An act to provide for the elimination of unnecessary and obsolete records, files and reports, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 217, An act re-

lating to state officers and employees, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend the bill by adding a new section after section 3 to read as follows:

4. *State Officials.* Any state official who has completed ten years of continuous service for the state shall be paid, in addition to his statutory salary the sum of sixty dollars annually and an additional sixty dollars for each additional five years of continuous state service.

Further amend by renumbering section 4 to be section 5.

Further amend the bill by adding a new section after section 5 to read as follows:

6. *Appropriation.* There is hereby appropriated to the governor and council for the purposes of this act the following sums. For each of the fiscal years ending June 30, 1948 and June 30, 1949:

\$62,700.00 for general funds, Departments and Institutions.

6,060.00 for Fish and Game Department.

780.00 for Prison Industries.

60.00 for Aerial Tramway.

22,860.00 for Highway and Motor Vehicle Departments.

Further amend by renumbering section 5 to read section 7.

The report was accepted, amendments adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Committee Reports

Senator Kelley, for the Committee on Judiciary, to whom was referred Senate Bill No. 94, An act amending the charter of the city of Dover, having considered

the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Banks, to whom was referred Senate Bill No. 91, An act relating to the powers of trust companies, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Claims, to whom was referred House Joint Resolution No. 23, Joint resolution in favor of Robie C. Caldwell of Concord, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the above captioned joint resolution was referred to the Committee on Finance, under the rules.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 312, An act relative to the salary of the solicitor of Merrimack county, having considered the same, reported the same, under Joint Rule No. 6, with the following amendments, and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Salary of Solicitor of Merrimack County.*
Amend section 20 of chapter 24 of the Revised Laws as amended by chapters 40 and 136 of the Laws of 1943, and by chapters 2, 27, and 202 of the Laws of 1947 by striking out the words "twelve hundred"

Further amend said section 1 by striking out the word "eight" in the tenth line and inserting in place

thereof the word, twelve, by striking out the word "twelve" in the thirteenth line and inserting in place thereof the word, fifteen, and by striking out the word "fifteen" in the sixteenth line and inserting in place thereof the word, eighteen.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Takes Effect.* The provisions of section 1 relative to the salary of the solicitor of Merrimack county shall take effect as of January 1, 1947, and the other provisions of said section 1 shall take effect upon the passage of this act.

The report was accepted, amendments adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendments.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 252, An act relating to the ballot law commission.

House Bill No. 263, An act relative to auditing accounts of fairs.

House Bill No. 410, An act relating to license fees.

House Joint Resolution No. 24, Joint resolution providing for the celebration of the fiftieth anniversary of the Spanish-American War, and the participation therein by the State of New Hampshire.

Senate Bill No. 65, An act relating to the term of office of the liquor commissioners.

Senate Joint Resolution No. 7, Joint resolution in favor of Ernest Beaulac.

Senate Bill No. 69, An act relating to the practice of veterinary medicine.

ALDEGE A. NOEL,
For the Committee.

The President declared a recess.

Recess

The Senate re-assembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 335 (in new draft), An act to establish the city of Claremont under the council manager plan.

House Bill No. 449, An act relative to construction and reconstruction of primary and secondary highways.

House Joint Resolution No. 27, Joint resolution to establish an interim commission to study legislative practice and procedure of the general court.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 335 (in new draft), An act to establish the city of Claremont under the council manager plan.

To the Committee on Finance:

House Bill No. 449, An act relative to construction and reconstruction of primary and secondary highways.

House Joint Resolution No. 27, Joint resolution to establish an interim commission to study legislative practice and procedure of the general court.

Personal Privilege

Senator Hewitt rose to a point of personal privilege and expressed his willingness to assist in expediting legislative procedure.

On motion of Senator Kelley, the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

Third Readings

The following entitled bills were read a third time and passed:

Senate Bill No. 91, An act relating to the powers of trust companies.

Senate Bill No. 94, An act amending the charter of the city of Dover.

Senate Bill No. 95, An act relative to life, accident and health insurance benefits for employees of the city of Dover.

Senate Bill No. 97, An act relative to advertising of liquor and beverages.

House Bill No. 30, An act to provide for the elimination of unnecessary and obsolete records, files and reports.

House Bill No. 178, An act relating to automobile liability insurance.

House Bill No. 217, An act relating to state officers and employees.

House Bill No. 451, An act relative to life, accident and health insurance benefits for employees of the city of Laconia.

House Bill No. 468, An act relating to the sale of lightning rods.

On motion of Senator Noel the following resolution was adopted:

Resolved, That when the Senate adjourns today it adjourn to meet Saturday morning at ten o'clock, and when it adjourns Saturday morning it be to meet Monday morning at eleven o'clock.

On motion of Senator Cummings the Senate adjourned.

SATURDAY, JUNE 21, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Saturday, June 21, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

MONDAY, JUNE 23, 1947.

The Senate met according to adjournment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to concur

with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 312, An act relative to the salary of the solicitor of Merrimack county.

House Bill No. 469, An act relative to the burial of veterans.

The message further stated that the House of Representatives had voted to adopt the following concurrent resolutions, in the adoption of which it asked the concurrence of the Honorable Senate:

Resolved, by the House of Representatives, the Senate concurring:

Requesting the State Planning and Development Commission to study the existing development of the shoreline of Lake Winnepesaukee and recommend a program of development, with necessary plans and legislation to carry out such program.

Whereas, it is recognized that Lake Winnepesaukee is one of New Hampshire's greatest single natural resources and that development of the lake, particularly for recreational uses, has been accelerated to a point where it now appears that development of the shoreline of the lake will soon be complete, and

Whereas, a study of the development of the lake should be made at the earliest possible time to determine what the character of development is and will in the future affect the economic life of the communities surrounding the lake and recognizing that such a study will reveal trends in character of development indicating uneconomic use of land with resultant losses to the communities wherein they are located and to the state,

Be It Therefore Resolved, That the State Planning and Development Commission is hereby directed to make a study of the areas adjacent to the shoreline of Lake Winnepesaukee including among other factors:

(1) The character, type and extent of development around the shore of Lake Winnepesaukee; (2) The valuation of property; (3) The effect of shoreline development on the character and value of land adjacent to but away from the shore; (4) The extent of public rights-of-way to water including roads, public piers and beaches; (5) The availability of lands for public acquisition and development; (6) Possible improvements to navigation by small boats including a detailed study of the feasibility of a canal to connect Green's Basin to Salmon Meadow Cove.

The State Planning and Development Commission shall make its report to the 1949 session of the General Court, which report shall include its findings, recommendations and legislation.

On motion of Senator Laraba the Senate voted to concur in the adoption of the concurrent resolution, sent up from the House of Representatives.

Resolution memorializing the Congress of the United States to extend the tax-savings appertaining to the community property system of all states of the Union.

Whereas, nine states of the Union have the community property system, so-called, which results in substantial tax savings, under federal income tax legislation, for the citizens of such nine states as compared with the citizens of the remaining states in the Union, and

Whereas, in this situation, there exists an unfavorable discrimination against the remaining thirty-nine states which adhere to the common law system of property ownership, and

Whereas, legislation has, from time to time, been pending in the Congress of the United States to extend the same tax savings as are available under the community property system to all the states on a uniform and equal basis; therefore be it

Resolved, That the House of Representatives and Senate of the State of New Hampshire in General Court convened, do hereby urge the Congress of the United States expeditiously to pass appropriate legislation to extend the tax savings appertaining to the community property system to all states of the Union on a uniform and equal basis; and be it further

Resolved, That the Secretary of State forward a copy of these resolutions to each of the Senators and Representatives of this state in the Congress of the United States.

On motion of Senator Laraba the Senate voted to concur in the adoption of the concurrent resolution, sent up from the House of Representatives.

Committee Reports

Senator Daniel, for the Committee on Towns and Counties, to whom was referred House Bill No. 359, An act relative to the salary of the sheriff of Grafton county, having considered the same, reported the same with the following amendments, and recommended that the bill, as amended, ought to pass.

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An act relative to the salaries of the sheriffs of Grafton and Hillsborough counties.

Amend section 1 of the bill as amended by striking out said section and inserting in place thereof the following:

1. *Grafton and Hillsborough Counties.* Amend section 27, chapter 380 of the Revised Laws, as amended by chapter 195 of the Laws of 1943 and chapter 189 of the Laws of 1945, by striking out the words "one thousand" in the eleventh line and inserting in place thereof the words, twelve hundred and fifty dollars, and by striking out the word "fifteen"

in the eighth line and inserting in place thereof the word, nineteen, so that said section as amended shall read as follows: 27. *Salaries*. The annual salaries of the sheriffs of the several counties shall be as follows:

In Rockingham, fifteen hundred dollars.
In Strafford, one thousand dollars.
In Belknap, thirteen hundred dollars.
In Carroll, eight hundred dollars.
In Merrimack, two thousand dollars.
In Hillsborough, nineteen hundred dollars.
In Cheshire, nine hundred dollars.
In Sullivan, eight hundred dollars.
In Grafton, twelve hundred dollars.
In Coos, fourteen hundred dollars.

The report was accepted, amendments adopted, and the bill, as amended was ordered to a third reading this afternoon at two o'clock.

Senator Daniel, for the Committee on Towns and Counties, to whom was referred House Bill No. 422, An act relative to the salary of the sheriff of Coos county, having considered the same, reported the same with the following amendment, and recommended that the bill, as amended, ought to pass.

Amend section 1 of the bill by striking out the word "sixteen" in the sixteenth line and substituting in place thereof the word eighteen; so that said section as amended shall read as follows:

1. *Coos County*. Amend section 27, chapter 380 of the Revised Laws, as amended by chapter 195 of the Laws of 1943 and by chapter 189 of the Laws of 1945 by striking out the word "fourteen" in the twelfth line and inserting in place thereof the word, sixteen, so that said section as amended shall read as follows: 27. *Salaries*. The annual salaries of the sheriffs of the several counties shall be as follows:

In Rockingham, fifteen hundred dollars.

In Strafford, one thousand dollars.

In Belknap, thirteen hundred dollars.

In Carroll, eight hundred dollars.

In Merrimack, two thousand dollars.

In Hillsborough, fifteen hundred dollars.

In Cheshire, nine hundred dollars.

In Sullivan, eight hundred dollars.

In Grafton, one thousand dollars.

In Coos, eighteen hundred dollars.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Noel, for the Committee on Public Health, to whom was referred Senate Bill No. 88, An act relating to narcotics, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred:

House Bill No. 51, An act establishing an interstate flood control committee.

House Bill No. 383, An act establishing a state board of agriculture.

House Bill No. 409, An act relative to the establishment of a state board of fire control.

House Bill No. 431, An act relative to indemnity for condemned domestic animals.

House Bill No. 474, An act relating to an aerial survey for the State of New Hampshire.

House Bill No. 475, An act relating to the approaches to the General John Sullivan and Alexander Scammel Bridges.

House Joint Resolution No. 4, Joint resolution for

an interim commission to study the project of a port authority for the State of New Hampshire.

House Joint Resolution No. 23, Joint resolution in favor of Robie A. Caldwell of Concord.

House Joint Resolution No. 28, Joint resolution in favor of the estate of Ray King Hodgkins, Jr.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 151, An act providing an additional appropriation for the Fish and Game Department for an expanded program of propagation, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1, sub-section 41-a, of the bill, by striking out the word "annually" where it appears before the words "for the purposes of" and inserting in place thereof the words, for each of the fiscal years ending June 30, 1948 and June 30, 1949; so that said section as amended shall read as follows:

1. *Fish and Game.* Amend chapter 240 of the Revised Laws by inserting after section 41 the following new section: 41-a. *Program of Propagation.* In addition to the fish and game fund and to any other moneys appropriated by the legislature for the fish and game department there is hereby appropriated the sum of one hundred and fifty thousand dollars for each of the fiscal years ending June 30, 1948 and June 30, 1949, for the purposes of an expanded program for the propagation of fish and game, by the director with the approval of the commission. The sums hereby appropriated shall be a continuing appropriation and shall

not lapse, but shall be held by the state treasurer in a separate fund for the purposes of propagation of fish and game only. The governor is hereby authorized to draw his warrant for the sums hereby appropriated out of any money in the treasury not otherwise appropriated, or the State Treasurer, with the consent of the Governor and Council, may for the purposes hereof borrow money from time to time by the issuance of serial notes in such sums as needed, not to exceed one hundred fifty thousand dollars (\$150,000.00) annually. Said serial notes and interest thereon shall be a charge upon the Sinking Fund as provided by chapter 126 of the Laws of 1931.

The report was accepted.

On motion of Senator O'Malley the bill, with the accompanying report, was laid on the table until Wednesday morning.

Senator Green, for the Committee on Revision of Laws, to whom was referred House Bill No. 25, An act relative to qualifications for old age assistance, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance, under the rules.

Senator Green, for the Commission on Revision of Laws, to whom were referred:

House Bill No. 423, An act relating to isolated, abandoned or wasting real estate.

Senate Bill No. 89, An act relating to false and malicious news-leads and advertising.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Revision of

Laws, to whom was referred House Bill No. 16, An act relative to the salaries of the commissioners of Rockingham and Merrimack counties, having considered the same, reported the same with the following amendment, and recommended that the bill, as amended, ought to pass.

Amend section 1 of the bill by striking out in line fourteen after the word "Hillsborough," the words "twenty-seven hundred" and substituting in place thereof the words, twenty-nine hundred, so that said section as amended shall read as follows:

1. *Rockingham and Merrimack Counties.* Amend section 27 of chapter 47 of the Revised Laws, as amended by chapters 119, 150, 195 and 202 of the Laws of 1943, by section 1, chapter 66 of the Laws of 1945 and section 1, chapter 163, Laws of 1945, by striking out the words "ten hundred" where they occur in the fourth and seventh lines and inserting in place thereof the words, fifteen hundred, so that said section as amended shall read as follows: 27. *Commissioners.* The annual salary of each commissioner of the following counties shall be as follows; payable monthly by the county:

In Rockingham, fifteen hundred dollars.

In Strafford, twelve hundred dollars.

In Belknap, twelve hundred dollars.

In Merrimack, fifteen hundred dollars.

In Hillsborough, twenty-nine hundred dollars.

In Cheshire, one thousand dollars.

In Sullivan, ten hundred dollars.

In Grafton, ten hundred dollars.

In Coos county each commissioner, when employed in the business of the county, shall receive five dollars a day, payable as hereinbefore provided. In Carroll county each commissioner, when employed in the business of the county, shall receive eight dollars a day, payable as hereinbefore provided. To the foregoing

sums shall be added, in all the counties, a reasonable sum for all necessary expenses, upon order of the county auditors.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Revision of Laws, to whom was referred House Bill No. 135, An act to increase the fees of sheriffs and deputy sheriffs, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by striking out the word "temporary" in the title of said section.

Further amend said section 1 by striking out paragraph 6 thereof and inserting in place thereof the following:

VI. For each day of any session of the Superior Court, the sheriff shall receive eight dollars a day; for each day's actual attendance of the Superior Court by order thereof, each deputy shall receive eight dollars a day; for each day's actual attendance at Supreme Court by order thereof, the sheriff and each deputy, eight dollars a day; in addition, the sheriff and each deputy, traveling expense to attend any court; said fees and expenses to be audited and allowed by the court, to be paid out of the county treasury. For attending before a justice or municipal court, on trials where his presence is required, each day, three dollars.

Further amend said bill by striking out sections 2, 3, and 4 thereof and inserting in place thereof the following new section:

2, *Repeal, Takes Effect.* Section 28, chapter 380, Revised Laws as amended by chapter 59, Laws of 1943 and chapter 53, Laws of 1945 is hereby repealed. This act shall take effect upon its passage.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Revision of Laws, to whom was referred Senate Bill No. 78, An act relative to salary of the treasurer of Merrimack County, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out in line fourteen, after the word "Cheshire" the words "two hundred" and substituting in place thereof the words, four hundred, so that said section as amended shall read as follows:

1. *County Treasurer.* Amend section 13, chapter 48 of the Revised Laws as amended by section 2, chapter 66, Laws of 1945, by striking out the word "four" in the ninth line and inserting in place thereof the word, six, so that said section as amended shall read as follows: 13. *Salaries.* The annual salaries of the treasurers of the several counties, to be in full for their services and allowances of every kind, except as hereinafter provided, shall be as follows:

In Rockingham, eight hundred dollars.

In Strafford, four hundred dollars.

In Belknap, three hundred dollars.

In Carroll, five hundred dollars.

In Merrimack, six hundred dollars.

In Hillsborough, twelve hundred dollars.

In Cheshire, four hundred dollars.

In Sullivan, four hundred dollars.

In Grafton, three hundred dollars.

In Coos, four hundred dollars.

To the foregoing sums shall be added a reasonable sum for all necessary expenses upon order of the county commissioners.

The report was accepted, amendment adopted, and

the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred House Bill No. 126, An act relating to the taking of deer, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Daniel, for the Committee on Agriculture, to whom was referred Senate Joint Resolution No. 15, Joint resolution relative to agricultural resources of the state, having considered the same, reported the same with the following amendment, and recommended that the joint resolution as amended ought to pass.

Amend said joint resolution by striking out the word "promptly" in line two and inserting in place thereof the words, after suitable study and preparation, and further amending said resolution by striking out the word "agriculture" in line three and inserting in place thereof the words, agricultural opportunities and farm products, and further amending said resolution by inserting after the word "them" in line seven the words "and agricultural organizations" and further amending said resolution by striking out the words "justified from a consideration of the relation of the earning capacity of agriculture, industry, and recreation within the state" in lines nine, ten, and eleven and inserting in place thereof the following: "required to carry out the purposes of this resolution," so that said resolution shall read as follows starting with line one:

That the State Planning and Development Commission is instructed after suitable study and preparation to proceed with the advertising of the state's agricultural opportunities and farm products, and the

planning for the fullest possible development of our agricultural resources, using the information and knowledge made available by the state's agricultural agencies and in co-operation with them and agricultural organizations and to expend from the funds of the commission such an amount as is required to carry out the purposes of this resolution, and to employ personnel adequately trained in the field of agriculture if necessary to accomplish the purposes of this resolution.

The report was accepted, amendments adopted, and the joint resolution, as amended, was ordered to a third reading this afternoon at two o'clock.

Introduction of Committee Report

Senator Laraba introduced the following committee report not previously advertised in the Journal.

Senator Kelley, for the Committee on Judiciary, to whom was referred House Bill No. 35, An act in relation to workmen's compensation, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the above entitled bill was referred to the Committee on Finance, under the rules.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 241, An act to provide for the voluntary registration of real estate brokers and salesmen.

House Bill No. 292, An act relative to rating organizations.

House Bill No. 341, An act relative to the construction and alteration of state armories.

House Bill No. 460, An act relating to explosives.

Senate Bill No. 74, An act relative to correction of checklists in the city of Berlin.

House Bill No. 312, An act relative to the salary of the solicitor of Merrimack County.

House Bill No. 363, An act to free from tolls the so-called Kearsarge Mountain Toll road and classify said road as a recreational road and to further define the authority of the commissioner of highways to regulate traffic and to reclassify certain roads in the state of New Hampshire.

House Bill No. 371, An act to require the licensing, inspection and regulation of hospitals and related institutions.

House Bill No. 469, An act relative to the burial of veterans.

JOHN P. H. CHANDLER, JR.,
For the Committee.

House Message

The following message was received from the House of Representatives by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 67, An act relating to compensation of attaches of the legislature.

House Bill No. 243, An act authorizing the county of Merrimack to reimburse the town of Hooksett for certain county taxes.

House Bill No. 419, An act providing the study, treatment and care of inebriates.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Finance:

House Bill No. 67, An act relating to compensation of attaches of the legislature.

House Bill No. 243, An act authorizing the county of Merrimack to reimburse the town of Hooksett for certain county taxes.

House Bill No. 419, An act providing for the study, treatment and care of inebriates.

Introduction of Bill

Senator Spollett, under a suspension of the rules, introduced the following entitled bill which was read a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws:

Senate Bill No. 102, An act legalizing proceedings of the special school meeting in the town of Atkinson held on June 17, 1947.

On motion of Senator Spollett, the rules were suspended, printing and reference to committee dispensed with, and the above entitled bill was put on its third reading and final passage at the present time.

Order Vacated

On motion of Senator Noel the order whereby House Bill No. 411, An act relative to the practice of nursing, was referred to the Committee on Public Health, was vacated, and the bill was referred to the joint committee on Public Health and Finance for hearing Wednesday at 1:00 o'clock.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this

afternoon at two o'clock, to be made in order at the present time.

Third Reading

The following entitled bills were read a third time and passed:

Senate Bill No. 78, An act relative to salary of the treasurer of Merrimack County.

Senate Bill No. 88, An act relating to narcotics.

Senate Bill No. 89, An act relating to false and malicious news-leads and advertising.

Senate Joint Resolution No. 15, Joint resolution relative to agricultural resources of the state.

House Bill No. 16, An act relative to the salaries of the commissioners of Rockingham and Merrimack Counties.

House Bill No. 51, An act establishing an interstate flood control committee.

House Bill No. 126, An act relating to the taking of deer.

House Bill No. 135, An act to increase the fees of sheriffs and deputy sheriffs.

House Bill No. 359, An act relative to the salary of the sheriff of Grafton County.

House Bill No. 383, An act establishing a state board of agriculture.

House Bill No. 409, An act relative to the establishment of a state board of fire control.

House Bill No. 422, An act relative to the salary of the sheriff of Coos County.

House Bill No. 423, An act relating to isolated, abandoned or wasting real estate.

House Bill No. 431, An act relative to indemnity for condemned domestic animals.

House Bill No. 474, An act relating to an aerial survey for the state of New Hampshire.

House Bill No. 475, An act relating to the approaches to the General John Sullivan and Alexander Scammel Bridges.

House Joint Resolution No. 4, Joint resolution for an interim commission to study the project of a port authority for the state of New Hampshire.

House Joint Resolution No. 23, Joint resolution in favor of Robie A. Caldwell of Concord.

House Joint Resolution No. 28, Joint resolution in favor of the estate of Ray King Hodgkins, Jr.

On motion of Senator Cummings the Senate adjourned.

TUESDAY, JUNE 24, 1947.

The Senate met according to adjournment.

Senator Rowell in the chair.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 217, An act relating to state officers and employees.

House Bill No. 135, An act to increase the fees of sheriffs and deputy sheriffs.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 99, An act relating to the delivery of tax lists to collectors.

Senate Bill No. 78, An act relative to salary of treasurer for Merrimack county.

Senate Bill No. 102, An act legalizing the proceedings of the special school meeting in the town of Atkinson, held on June 17, 1947.

The message further stated that the House of Representatives had refused to concur in the amendments sent down from the Honorable Senate on House Bill No. 359, An act relative to the salary of the sheriff of Grafton county, and asked for a committee of conference.

The speaker appointed as members of such committee, on the part of the House, Messrs. Sawyer and Soucy of Manchester and Atherton of Nashua.

Pursuant to the above request, the Chair appointed as members of such committee, on the part of the Senate, Senators Daniel and Welch.

House Bill No. 16, An act relative to the salaries of the commissioners of Rockingham and Merrimack counties.

The Speaker appointed as members on such committee, on the part of the House, Messrs. Nawn of Concord, Boynton of Hillsborough, and Johnson of Northwood.

The Chair appointed as members of such committee, on the part of the Senate, Senators Batchelor and O'Malley.

The message further stated that the House of Representatives had voted to recall from His Excellency, the Governor, for further consideration, Senate Joint Resolution No. 2, Joint resolution in favor of Mrs. Alice D. Smith.

Introduction of Bill and Joint Resolution

Senator Welch, under a suspension of the rules, sixteen senators actually having voted in favor thereof,

introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred.

Senate Bill No. 103, An act relative to reports by certain county officers.

On motion of Senator Welch, the rules were suspended, printing and reference to committee dispensed with, and the bill was put on its third reading and final passage at the present time.

At the request of Senator Laraba, the Clerk read the bill in full.

On motion of Senator Chandler, the Senate voted to reconsider its vote whereby the above entitled bill was ordered to a third reading.

On motion of Senator Welch the above entitled bill was referred to the Committee on Revision of Laws.

Senator Green, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled joint resolution, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Finance:

Senate Joint Resolution No. 16, Joint resolution providing funds for reconstruction and repair of certain highways, bridges and culverts damaged by a cloud-burst in June, 1947 in the town of Bath.

Senator Green moved that the rules be suspended, printing and reference to committee dispensed with, and that the above entitled joint resolution be put on its third reading and final passage this afternoon at two o'clock.

(Discussion ensued)

Senator Green withdrew so much of his motion that reference to committee be dispensed with, and the joint resolution was referred to the Committee on Finance.

Introduction of Committee Reports

Senator Laraba under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Senator Kelley, for the Committee on Judiciary, to whom were referred:

Senate Bill No. 92, An act relative to the United Baptist Convention of New Hampshire.

Senate Bill No. 101, An act relating to the construction and financing of a water works system for the Wallis Sands, Rye North Beach and Foss Beach District in the town of Rye.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills were ordered to a third reading this afternoon at two o'clock.

Taken from the Table

On motion of Senator Laraba Senate Bill No. 12, An act relative to service exemption for war veterans, was taken from the table and the Senate voted to concur in the amendments sent up from the House of Representatives.

Committee Reports

Senator Kelley, for the Committee on Judiciary, to whom was referred Senate Bill No. 96, An act relating to the racing commission, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by inserting after the word "personal" in the fifth line the words; and by inserting after the word "employee" in the seventh line the words, except police officers, so that said section as amended shall read as follows:

1. *Duties of Assistants.* Amend section 4 of chapter 171 of the Revised Laws by inserting after the word "prescribed" in the fifth line thereof the words: The commission shall specify the duties to be performed by its assistants and employees and it shall have authority, for cause to terminate the employment of any member of its personnel; and by inserting after the word "employee" in the seventh line the words, except police officers, so that said section as amended shall read as follows: 4. *Assistants.* The commission, with the approval of the governor and council, is authorized to employ such assistants and employees as it may deem necessary to provide adequate policing and to carry out the purposes hereof at such compensation on a per diem basis as the commission may prescribe. The commission shall specify the duties to be performed by its assistants and employees and it shall have authority, for cause, to terminate the employment of any member of its personnel. It shall be unlawful, however, for the commission to appoint to any position under its jurisdiction any state, county, city, or town official or employee, except police officers, whose total annual salary or compensation from said state, county, city, or town exceeds one thousand dollars.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Judiciary, to whom was referred House Bill No. 335, An act to establish the city of Claremont under the Council Manager Plan, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Revision of Laws, to whom were referred:

House Bill No. 223, in new draft and new title, An act relative to the closing of county offices on Saturdays.

House Bill No. 288, An act relative to the salary of the solicitor of Grafton county.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred House Bill No. 131, An act relating to damage to game by dogs, having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 98, An act relating to the taking of lobsters and crabs, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 2 of the bill by striking out in the 8th line after the word arrest, the words "and thirty-day suspension of his license," so that said section as amended shall read as follows:

2. *Prohibition.* Amend section 52 of chapter 245 of the Revised Laws by striking out the whole thereof and inserting in place thereof the following: 52. *Prohibition.* If a conservation officer shall inform a person, from a boat or from a landing, that his boat and its contents are about to be inspected it shall be unlawful for said person to throw overboard or de-

stroy any pot, trap, car, contrivance, bag, box or other receptacle used for storing or catching lobsters or crabs, or the contents thereof, prior to such inspection. If any person shall refuse to stand by for such inspection he shall be subject to arrest. Any person violating the provisions of this section shall be fined not exceeding one hundred dollars or imprisoned for not exceeding sixty days or both, and the director, in his discretion, after hearing, may suspend the license of such person to take lobsters and crabs, for such time as the director may determine.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred House Joint Resolution No. 27, Joint resolution to establish an interim commission to study legislative practice and procedures of the general court, having considered the same, reported the same with the following amendment, and recommended that the joint resolution as amended ought to pass.

Amend the joint resolution by striking out all after the resolving clause and substituting in place thereof the following:

There is hereby created an interim commission to study and report on legislative practice and procedure of the General Court, consisting of the Speaker of the House and two members appointed by him and the President of the Senate and one member appointed by him. It shall be the duty of the commission to investigate, study and examine the entire legislative process of the General Court and to report such recommendations as the commission may deem advisable to expedite such legislative process and improve the efficiency thereof, not later than December 1, 1948.

Said report to be printed and distributed to each elected member of the 1949 General Court. Members of the commission shall serve without salary but shall receive their actual expenses while engaged on official business of the commission. Expenditures for such expenses shall be a charge upon the legislative appropriation.

The report was accepted, amendment adopted, and the joint resolution, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 449, An act relative to construction and reconstruction of primary and secondary highways, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 350, An act relating to salaries, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

Question being on the third reading of the bill.

(Discussion ensued)

On motion of Senator Laraba the rules were suspended and the above entitled bill was read a third time and passed at the present time.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 41, An act establishing the ward lines in the city of Portsmouth.

House Bill No. 370, An act relative to hospital survey and construction.

House Bill No. 470, An act to repeal charters of certain corporations.

Senate Bill No. 82, An act relative to qualifications for the practice of chiropody.

House Bill No. 30, An act to provide for the elimination of unnecessary and obsolete records, files and reports.

House Bill No. 178, An act relating to automobile liability insurance and financial responsibility.

Senate Bill No. 33, An act empowering the governor and council to remove certain public officials for cause.

Senate Bill No. 81, An act relating to powers of appointment.

House Bill No. 451, An act relative to life, accident and health insurance benefits for employees of the city of Laconia.

Senate Bill No. 21, An act to increase the salaries of the justices of certain municipal courts.

Senate Bill No. 76, An act relative to transference of the powers and duties of the collector of taxes to the town manager in certain cases.

House Bill No. 468, An act relating to the sale of lightning rods.

House Bill No. 442, An act relative to unclassified importers of tobacco products.

House Bill No. 405, An act to revise the charter of the city of Dover.

House Bill No. 217, An act relative to salaries of state officers and employees.

House Bill No. 135, An act to increase the fees of sheriffs and deputy sheriffs.

ALDEGE H. NOEL,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 440, An act to provide for the aid for low rent housing.

House Bill No. 456, An act to provide for the mental examination and treatment of certain children.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bills, with amendments, in the passage of which amendments the House of Representatives asked the concurrence of the Honorable Senate.

Senate Bill No. 45, An act relating to compensation of trustees.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Trustees.* Amend chapter 363, Revised Laws, by inserting after section 19 thereof the following new section: 20. *Compensation.* A trustee shall be allowed his reasonable expenses incurred in the execution of his trust and shall have such compensation for services as the judge may allow. Such compensation and expenses may be apportioned between principal and income as the judge may determine.

On motion of Senator Bean the Senate voted to concur in the adoption of the amendment, sent up from the House of Representatives.

Senate Bill No. 97, An act relative to advertising of liquor and beverages.

Amend said bill by striking out the title and inserting in place thereof the following:

An act relative to advertising of liquor and beverages and relating to prohibited interests by holders of wholesaler's permits.

Further amend said bill by adding after section 1 the following new sections:

2. Amend section 69 of chapter 170 of the Revised Laws by inserting after the words "off-sale permit," in the second line, the words, with respect to the premises designated in such manufacturer's or wholesaler's permit, so that said section, as amended, shall read as follows: 69. *Restriction.* The holder of a manufacturer's or wholesaler's permit may not hold an on-sale permit but may hold one off-sale permit with respect to the premises designated in such manufacturer's or wholesaler's permit. The holder of a wholesaler's permit shall maintain a regular place of business in this state. The holder of a manufacturer's permit shall not sell beverages to other permittees by virtue of such permit unless such beverages were manufactured in this state. Retail permittees shall purchase only from holders of a wholesaler's or manufacturer's permit.

3. Amend section 69 of chapter 170 of the Revised Laws by inserting at the end thereof the following new section: 69-a. *Prohibited Interests.* Except as provided under section 69, no holder of a wholesaler's permit and no officer, director, stockholder, employee or agent of the holder of a wholesaler's permit shall through interlocking stock ownership, interlocking directors, or otherwise, have an interest, either direct or indirect, in the business of the holder of an on-sale or off-sale permit. Nothing herein shall be construed to apply to normal credit relations between permittees as provided by law.

Further amend said bill by renumbering section 2 to read section 4.

On motion of Senator Cummings the Senate voted to concur in the adoption of the amendments, sent up from the House of Representatives.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred to the Committee on Finance:

House Bill No. 440, An act to provide for the aid for low rent housing.

House Bill No. 456, An act to provide for the mental examination and treatment of certain children.

On motion of Senator Kelley the rules were suspended and all bills and joint resolutions were read a third time and passed at the present time.

Third Readings

Senate Bill No. 92, An act relative to the United Baptist convention of New Hampshire.

Senate Bill No. 96, An act relating to the racing commission.

Senate Bill No. 98, An act relating to the taking of lobsters and crabs.

Senate Bill No. 101, An act relating to the construction and financing of a water works system for the Wallis Sands, Rye North Beach and Foss Beach district in the town of Rye.

House Bill No. 131, An act relating to damage to game by dogs.

House Bill No. 223 (in new draft and new title), An act relative to the closing of county offices on Saturdays.

House Bill No. 288, An act relative to the salary of the solicitor of Grafton county.

House Bill No. 335, An act to establish the city of Claremont under the council manager plan.

House Bill No. 449, An act relative to construction and reconstruction of primary and secondary highways.

House Joint Resolution No. 27, Joint resolution to establish an interim commission to study legislative practice and procedure of the general court.

On motion of Senator Laraba a recess was declared.

Recess

The Senate reassembled.

Committee Reports

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 213, An act relative to the salaries of the special justices of the municipal courts of Portsmouth and Laconia, having considered the same, reported the same, under Joint Rule No. 6, with the following amendments, and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by inserting after the word "Laws" in the second line the words, as amended by chapter 179, Laws of 1947.

Further amend said section 1 by striking out the word "eight" in the eleventh line and inserting in place thereof the word, eighteen, and by striking out the word "eight" in the twelfth line and inserting in place thereof the word, fifteen.

The report was accepted, amendments adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendments.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 402, An act relative to the salary of the solicitor of Hillsborough county, having considered the same, reported the same, under Joint Rule No. 6, with the following amendments, and recommended that the bill, as amended, ought to pass.

Amend the first three lines of section 1 by striking out the same and inserting in place thereof the following:

1. *Hillsborough County*. Amend section 20, chapter 24, Revised Laws, as amended by chapters 40 and 136 of the Laws of 1943, and chapters 2, 27, 202 and 213 of the Laws of 1947, by striking out the word "twenty-five" and inserting

Further amend said section 1 by striking out the words "twelve hundred and fifty" in the eleventh line and inserting in place thereof the words, two thousand.

Further amend said section by striking out the word "twelve" in the thirteenth line and inserting in place thereof the word, fifteen, and further amend by striking out the word "fifteen" in the sixteenth line and inserting in place thereof the word, eighteen.

The report was accepted, amendments adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendments.

On motion of Senator Kelley the rules were so far suspended as to permit all business in order for this afternoon at two o'clock to be made in order at the present time.

On motion of Senator Cummings the Senate adjourned.

WEDNESDAY, JUNE 25, 1947.

The Senate met according to adjournment.

Introduction of Bill

Senator Noel, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read

a first and second time, laid on the table to be printed, and referred to the Committee on Finance.

The bill was read in full by the Clerk.

Senate Bill No. 104, An act relative to salaries of certain officials.

On motion of Senator Noel, the order whereby the above entitled bill was laid on the table to be printed, and referred to the Committee on Finance was vacated, and the above entitled bill was put on its third reading and final passage at the present time.

President Barnard requested Senator Bean to assume the Chair.

House Message

The following message was received from the House of Representatives, by its Clerk:

• *Mr. President:*

The House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled joint resolution:

House Joint Resolution No. 27, Joint resolution to establish an interim commission to study legislative practice and procedure of the general court.

The message further stated that the House of Representatives had voted to adopt the amendment offered by the Committee on Engrossed Bills to the following House bill, in the adoption of which amendment the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 57, An act relating to bounty on bears.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Bounty on Bears.* If any person shall kill a wild bear within this state he shall receive from the selectmen of the town where it was killed a bounty of

five dollars, if he shall produce to the said board the carcass and pelt of said bear, and prove to their satisfaction that said bear was killed within the limits of said town within thirty-six hours of the time of its production. Except, however, that in the counties of Coos, Carroll and Grafton the bounty shall be twenty dollars; and before a person shall receive said bounty, he shall show a game warden where said bear was killed.

2. *Law Suspended.* Such part of section 1 of chapter 180 of the Revised Laws as is inconsistent with the provisions of this act is hereby suspended during the time this act is in effect.

3. *Takes Effect.* This act shall take effect upon its passage and be effective until December 31, 1948.

On motion of Senator Barnard the Senate voted to concur in the adoption of the amendment offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bill with amendment, in the passage of which amendment the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 68, An act relating to damage by game birds and game.

Amend section 1 by striking out the whole of said section and inserting in place thereof the following new section:

1. *By Game.* Amend section 21 of chapter 241 of the Revised Laws by striking out the whole of said section and inserting in place thereof the following:
21. *By Game.* A person who suffers loss or damage to annual crops or fruit trees, or well-kept natural stands of blueberries maintained on a commercial basis

which have been improved by burning and weeding or fertilization in a manner recommended by the New Hampshire Agricultural Experiment Station, by game, shall, if he claims damages therefor, within ten days from the discovery thereof, notify the director in writing of such damage. The director or his agent shall investigate such claim within thirty days from the receipt by him of notice of such damage, determine whether such damage was caused by game, and appraise the amount thereof to be paid. The appraisal shall be made at time of harvest; and the director shall present his certificate of the amount of his appraisal to the governor, who is authorized to draw his warrant upon the fish and game fund in payment therefor.

On motion of Senator Cummings the above entitled bill was laid on the table.

Senator Cummings requested a recess.

Recess

The Senate re-assembled.

On motion of Senator Cummings Senate Bill No. 68, An act relating to damage by game birds and game was taken from the table, and the Senate voted to concur in the adoption of the amendment sent up from the House of Representatives.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills and joint resolution sent down from the Honorable Senate:

Senate Bill No. 100, An act in relation to Rivier College.

Senate Bill No. 88, An act relating to narcotics.

Senate Bill No. 91, An act relating to the powers of trust companies.

Senate Joint Resolution No. 12, Joint resolution relating to repairs to the Kelley Falls Bridge in the city of Manchester.

Committee Reports

Senator O'Malley for the Committee on Finance, to whom was referred House Bill No. 25, An act relative to qualifications for old age assistance, having considered the same, reported the same with the following amendments and recommended that the bill as amended ought to pass.

Amend the bill by inserting a new section to be known as section 2, reading as follows:

2. *Appropriation.* There is hereby appropriated the sum of seventy-two thousand dollars (\$72,000) for each of the fiscal years ending June 30, 1948 and June 30, 1949.

Further amend the bill by renumbering section 2 to read section 3.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom were referred:

House Bill No. 35, An act in relation to workmen's compensation.

House Bill No. 243, An act authorizing the county of Merrimack to reimburse the town of Hooksett for certain county taxes.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 419, An act providing the study, treatment and care of inebriates,

having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Smart the above entitled bill, with the accompanying report, was recommitted to the Committee on Finance.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 420, An act relative to compensation of members of the state classification plan board, having considered the same, reported the same with the following amendment, and recommended that the bill, as amended, ought to pass.

Amend section 1 of the bill by adding at the end thereof the following: Provided, however, that the per diem payments to employee member shall terminate as of December 31, 1948; so that said section as amended shall read as follows:

1. *Classification Plan Board.* Amend chapter 145 of the Laws of 1943, by inserting after section 5-a, as inserted by chapter 207, Laws of 1945, the following new section: 5-b. *Compensation.* The employee members shall receive the sum of four dollars, each, for each day they are actually employed in the performance of their duties on said board, in addition to any other compensation they may receive from the state, and the non-employee members shall receive the sum of eight dollars, each, for each day they are actually employed in the performance of their duties on said board, and all members shall be reimbursed their necessary expenses incurred in connection with their duties hereunder; Provided, however, that the per diem payments to employee member shall terminate as of December 31, 1948.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Spollett, for the Committee on Education, to whom was referred House Bill No. 386, An act relative to the Union school district in Concord and the Canterbury school district, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Spollett, for the Committee on Education, to whom was referred Senate Bill No. 64, An act relating to Brewster Free Academy of Wolfeboro, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee was adopted.

Committee of Conference Report

The Committee of Conference, to whom was referred House Bill No. 201, entitled "An act relative to tax sales and transfer of tax liens," having considered the same, respectfully presents the following recommendations in connection therewith:

1. That the Honorable Senate recede from its adoption of an amendment to said bill and that it concur with the House in the passage of the bill without amendment.

2. That the House approve and accept the recommendations of the committee as presented herewith.

ROBERT V. JOHNSON,
DAVID M. HADLEY,
LESLIE C. HILL,

Conferees on part of the House.

RUSSELL F. BATCHELOR,
JESSE R. ROWELL,

Conferees on part of the Senate.

The report was accepted and the recommendation of the committee adopted.

Introduction of Committee Report

Senator Kelley, under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Senator Kelley, for the Committee on Claims, to whom was referred Senate Joint Resolution No. 11, Joint resolution in favor of Mrs. Walter Simonds of Randolph, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the above entitled joint resolution was referred to the Committee on Finance, under the rules.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 51, An act establishing an interstate flood control committee, having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by striking out the word "June" in the first line and inserting in place thereof the word, July.

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Chandler, for the Committee on Engrossed Bills, to whom was referred House Bill No. 409, An act relative to the establishment of a state board of fire control, having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and recommended that the bill, as amended, ought to pass.

Amend section 4 of chapter 175A as inserted by sec-

tion 1 of the bill by striking out the last eleven lines of said section and inserting in place thereof the following: and (f) the investigation of the cause, origin and circumstances of fires, and (g) the transportation, storage and physical handling of flammable liquids which such board believes dangerous to the lives or safety of the citizens of the state. It shall be the duty and responsibility of the board to coordinate the activities of its office with duly authorized city, town, and village district, fire and building department officials and other state and local agencies required and authorized by state statutes or local ordinances to develop or enforce fire safety regulations. It shall further be the duty and responsibility of the board to assist, cooperate with, advise and counsel the associate advisers in the organization and efficient operation of fire departments and other fire protection organizations.

Amend section 5 of said chapter as inserted by section 1 of the said bill by striking out said section and inserting in place thereof the following:

5. *Rules and Regulations.* The board is also empowered to adopt and promulgate reasonable and standard rules and regulations for the effective administration of the board, and to adopt and promulgate such reasonable standard rules and regulations to accomplish the intent and purposes of this chapter as it shall deem necessary, not inconsistent with the provisions hereof or any law of this state. The rules authorized hereunder shall be in accordance with established practicable means for securing safety to persons and property from fire and fire hazards and shall not be discriminatory in respect to persons engaged in like or similar businesses or industries. Such rules and regulations shall be adopted only after public hearing, notice of which shall be published in a paper of general circulation in the state at least fifteen days before holding such hearing, and such rules and regulations shall

not become effective until published at least twice in some newspaper of general circulation in the state, if their application is general, or in some newspaper of local circulation, if their application is local, as provided in section 12.

The report was accepted, amendment adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Majority-Minority Report

A majority of the Committee on Public Improvements, to whom was referred House Bill No. 466, An act relating to the payment of motor vehicle road tolls by cities and towns, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

JOHN R. H. CHANDLER,
ASA H. MORGAN,
PAUL B. GAY,

For a Majority of the Committee.

A minority of the Committee on Public Improvements, to whom was referred House Bill No. 466, An act relating to the payment of motor vehicle road tolls by cities and towns, having considered the same, reported the same without amendment and recommended its passage.

ROBERT J. GAMACHE,
THOMAS B. O'MALLEY,

For the Minority of the Committee.

The report of the majority was accepted.

Senator Gamache moved that the report of the minority, Ought to pass, be substituted for that of the majority, Inexpedient to legislate.

(Discussion ensued)

On motion of Senator Rowell the above entitled bill was re-committed to the Committee on Public Improvements for further hearing.

Introduction of Committee Report

Senator Noel, under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Senator Noel, for the Committee on Public Health, to whom was referred Senate Bill No. 86, An act relative to the sale of barbiturates, having considered the same, reported the same with the recommendation that the bill be referred to the Legislature of 1949-50.

The report was accepted, and the recommendation of the committee was adopted.

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 99, An act relating to the delivery of tax lists to collectors.

Senate Bill No. 102, An act legalizing the proceedings of the special school meeting in the town of Atkinson held on June 17, 1947.

House Joint Resolution No. 4, Joint resolution for an interim commission to study the project of a port authority for the state of New Hampshire.

House Joint Resolution No. 28, Joint resolution in favor of the estate of Ray King Hodgkins, Jr.

House Joint Resolution No. 23, Joint resolution in favor of Robie C. Caldwell of Concord.

Senate Joint Resolution No. 12, Joint resolution relating to repairs to the Kelley's Falls bridge in the city of Manchester.

House Bill No. 126, An act relating to the taking of deer.

House Bill No. 383, An act relating to the department of agriculture.

House Bill No. 423, An act relating to isolated, abandoned or wasting real estate.

House Bill No. 431, An act relative to indemnity for condemned domestic animals.

House Bill No. 474, An act relating to an aerial survey of the state of New Hampshire.

House Bill No. 475, An act relating to the approaches to the General John Sullivan and Alexander Scammell bridges.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Barnard, the rules were suspended, and all bills and joint resolutions were read a third time and passed at the present time.

Third Readings

House Bill No. 35, An act in relation to workmen's compensation.

House Bill No. 25, An act relative to qualifications for old age assistance.

House Bill No. 420, An act relative to compensation of members of the state classification plan board.

House Bill No. 243, An act authorizing the county of Merrimack to reimburse the town of Hooksett for certain county taxes.

House Bill No. 386, An act relative to the Union School District in Concord and the Canterbury School District.

Taken from the Table

On motion of Senator O'Malley, House Bill No. 151, An act providing an additional appropriation for the Fish and Game Department for an expanded program of propagation, was taken from the table.

The question being on the adoption of the amendment offered by the Committee on Finance.

Amend section 1, sub-section 41a, of the bill, by striking out the word "annually" where it appears before the words "for the purposes of" and inserting in place thereof the words, for each of the fiscal years ending June 30, 1948 and June 30, 1949; so that said section as amended shall read as follows:

1. *Fish and Game.* Amend chapter 240 of the Revised Laws by inserting after section 41 the following new section: 41-a. *Program of Propagation.* In addition to the fish and game fund and to any other moneys appropriated by the legislature for the fish and game department there is hereby appropriated the sum of one hundred and fifty thousand dollars for each of the fiscal years ending June 30, 1948 and June 30, 1949, for the purposes of an expanded program for the propagation of fish and game, by the director with the approval of the commission. The sums hereby appropriated shall be a continuing appropriation and shall not lapse, but shall be held by the state treasurer in a separate fund for the purposes of propagation of fish and game only. The governor is hereby authorized to draw his warrant for the sums hereby appropriated out of any money in the treasury not otherwise appropriated, or the State Treasurer, with the consent of the Governor and Council, may for the purposes hereof borrow money from time to time by the issuance of serial notes in such sums as needed, not to exceed one hundred fifty thousand dollars (\$150,000.00) annually. Said serial notes and interest thereon shall be a charge upon the Sinking Fund as provided by chapter 126 of the Laws of 1931.

The Clerk proceeded to read the amendment.

On motion of Senator Cummings further reading of the amendment was dispensed with.

On motion of Senator O'Malley, the rules were further suspended, and the above entitled bill was read a third time and passed at the present time.

House Message

The following message was received from the House of Representatives by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 84, An act relative to the open season for the taking of wild deer.

House Bill No. 345, in new draft, An act relating to the regulation and development of aeronautics.

House Bill No. 432, An act to provide for the development and extension of recreational facilities on public lands, and the further acquisition of recreational areas.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Fisheries and Game:

House Bill No. 84, An act relative to the open season for the taking of wild deer.

To the Committee on Finance:

House Bill No. 345, in new draft, An act relating to regulation and development of aeronautics.

House Bill No. 432, An act to provide for the development and extension of recreational facilities on public lands, and the further acquisition of recreational areas.

Committee of Conference Report

The Conference Committee, to whom was referred Senate Bill No. 53, An act relating to the retirement system for state employees, having considered the same, recommended that the Senate recede from its position of non-concurrence and that the House and Senate concur in the adoption of the following amendments:

Amend said bill by inserting after section 1 the following new section:

2. *Compensation.* Amend paragraph III of section 11 of chapter 183 of the Laws of 1945 by striking out said paragraph and inserting in place thereof the following: III. The non-member trustees shall receive the sum of eight dollars per day for each day they are actually employed in the performance of their duties under this chapter; and all trustees shall be reimbursed their necessary expenses incurred in connection with their duties. The member trustees shall receive the sum of four dollars per day for each day they are actually employed in the performance of their duties under this chapter, in addition to any other compensation they may receive from the state; provided however, that the per diem payments to member trustees shall terminate as of December 31, 1948.

Further amend said bill by renumbering section 2 to read section 3.

ARTHUR E. BEAN,
THOMAS B. O'MALLEY,
Conferees on part of Senate.
RICHARD F. UPTON,
GARDNER C. TURNER,
LAURENCE M. PICKETT,
Conferees on part of House.

The report was accepted and the recommendation of the committee was adopted.

Recess

The Senate re-assembled.

President Barnard in the Chair.

House Message

The House of Representatives has passed the following entitled bills, in the passage of which it asked the concurrence of the Honorable Senate:

House Bill No. 358, An act to establish a finance commission in the city of Portsmouth.

House Bill No. 458, An act to amend the charter of the city of Portsmouth.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following joint resolution, with amendments, in the passage of which amendments the House of Representatives asked the concurrence of the Honorable Senate.

Senate Bill No. 98, An act relating to the taking of lobster and crabs.

Amend section 2 by striking out the words "such time as the director may determine" in the thirteenth line and inserting in place thereof the words, not exceeding one year, so that said section as amended shall read as follows:

2. *Prohibition.* Amend section 52 of chapter 245 of the Revised Laws by striking out the whole thereof and inserting in place thereof the following: 52. *Prohibition.* If a conservation officer shall inform a person, from a boat or from a landing, that his boat and its contents are about to be inspected it shall be unlawful for said person to throw overboard or destroy any pot, trap, car, contrivance, bag, box or other receptacle used for storing or catching lobsters or crabs, or the contents thereof, prior to such inspection. If any person shall refuse to stand by for such in-

spection he shall be subject to arrest. Any person violating the provisions of this section shall be fined not exceeding one hundred dollars or imprisoned for not exceeding sixty days or both, and the director, in his discretion, after hearing, may suspend the license of such person to take lobsters and crabs, for not exceeding one year.

On motion of Senator Cummings the bill and the accompanying amendments was laid on the table.

Read and Referred

The following entitled bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Judiciary:

House Bill No. 358, An act to establish a finance commission in the city of Portsmouth.

House Bill No. 458, An act to amend the charter of the city of Portsmouth.

Introduction of Bill

Senator Chandler, under a suspension of the rules, sixteen senators actually having voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Finance.

Senate Bill No. 105, An act relative to the salary of state official.

Senator Chandler moved that printing and reference to committee be dispensed with.

On a *viva voce* vote the negative prevailed, and the motion was lost.

On motion of Senator Smart the rules were suspended, and printing of the bill was dispensed with, and the bill was referred to the Committee on Finance.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

Senate Bill No. 97, An act relative to advertising of liquor and beverages and relating to prohibited interests by holders of wholesaler's permits.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Batchelor, the rules were so far suspended as to permit all business in order this afternoon at two o'clock to be made in order at the present time.

On motion of Senator Laraba the Senate adjourned.

THURSDAY, JUNE 26, 1947.

The Senate met according to adjournment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 472, An act appropriating funds for construction of an education building at the State Industrial School.

House Bill No. 465, An act making appropriation for capital improvement and long term repairs for the state of New Hampshire.

House Bill No. 344, An act relative to disposal of revenue from motor vehicle road tolls.

The message further stated that the House of Representatives refused to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 89, An act relating to false and malicious news-leads and advertising.

The message further stated that the House of Representatives had voted to adopt the following concurrent resolution, in the adoption of which it asked the concurrence of the Honorable Senate:

Whereas, the New Hampshire Legislature is deeply concerned over the reduction of \$250,000 made by the United States House of Representatives in the appropriation of the Bureau of Entomology for the control of the white pine blister rust for the 1947-1948 fiscal year, and

Whereas, if this cut prevails it will imperil the entire control program in New Hampshire and elsewhere because it will affect the field supervisory personnel, upon whom the success of the whole control program depends, by a substantial reduction in their number, therefore be it

Resolved by the House of Representatives in General Court convened, the Senate concurring:

That we respectfully and urgently request the restoration of this sum of \$250,000 that there may be no interruption in the progress of the blister rust control program which has worked out so successfully and is so essential to the continued well being of our white pine forests which form so important a part of the New Hampshire economy, and be it further

Resolved, That copies of this resolution be transmitted to Senator Styles Bridges, Senator Charles W. Tobey and the President of the United States Senate.

On motion of Senator Sawyer the Senate concurred.

The message further stated that the House of Representatives had voted to adopt the Committee of Conference report on House Bill No. 201, An act relative to tax sales and transfer of tax liens.

The message further stated that the House of Representatives had voted to adopt the report of the Committee of Conference on Senate Bill No. 53, An act relating to the retirement system for state employees.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills and joint resolutions, sent down from the Honorable Senate:

Senate Bill No. 95, An act relative to life, accident and health insurance benefits for employees of the city of Dover.

Senate Joint Resolution No. 13, Joint resolution concerning a bridge in the town of Warner.

Senate Joint Resolution No. 14, Joint resolution providing funds for reconstruction and repair of certain highways, bridges and culverts damaged by a cloudburst in June, 1947, in the town of Dalton, Lyman, Littleton, Whitefield, Jefferson and Lancaster.

Senate Joint Resolution No. 15, Joint resolution relative to agricultural resources of the state.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 25, An act relative to qualifications for old age assistance.

House Bill No. 420, An act relative to compensation of members of the state classification plan board.

House Bill No. 151, An act providing an additional appropriation for the Fish and Game Department for an expanded program of propagation.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 51, An act establishing an interstate flood control committee.

House Bill No. 213, An act relative to the salaries of the special justices of the municipal courts of Portsmouth and Laconia.

House Bill No. 402, An act relative to the salary of the solicitor of Hillsborough county.

House Bill No. 409, An act relative to the establishment of a state board of fire control.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bills, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 78, An act relative to salary of treasurer of Merrimack county.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to the salaries of the treasurers of Merrimack and Cheshire counties.

Amend section 1 of said bill by striking out the first four lines and inserting in place thereof the following:

1. *County Treasurers.* Amend section 13, chapter 48 of the Revised Laws, as amended by chapter 66, Laws of 1945, by striking out said section and inserting in place thereof the following: 13. *Salaries.* The

On motion of Senator Chandler the Senate voted to concur in the adoption of the amendments offered by

the Committee on Engrossed Bills, sent up from the House of Representatives.

Senate Bill No. 88, An act relating to narcotics.

Amend section 5 of said bill by striking out the first two lines and inserting in place thereof the following: 5. *Professional Practice*. Amend chapter 256 of the Revised Laws by adding after section 51 the following new section: 51-a. *Exemptions*. The foregoing provisions shall not

On motion of Senator Bean, the Senate voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

House Bill No. 422, An act relative to the salary of the sheriff of Coos county.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Coos County*. Amend section 27, chapter 380 of the Revised Laws as amended by chapter 195 of the Laws of 1943, chapter 189 of the Laws of 1945, section 2, chapter 2 of the Laws of 1947, and section 3, chapter 202 of the Laws of 1947 by striking

Further amend said section 1 by striking out the word "eight" in the twelfth line and inserting in place thereof the word, twelve; by striking out the word "nine" in the fifteenth line and inserting in place thereof the word, fifteen.

On motion of Senator Butman, the Senate voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

House Bill No. 294, An act relative to the regulation of rates for fire insurance and certain casualty insurance.

Amend section 1 of the bill by striking out the first

three lines and inserting in place thereof the following:

1. *Regulation of Rates.* Amend the Revised Laws by inserting after chapter 329-A, as inserted by an act passed at the present session relative to rating organizations, the following new chapter: Chapter 329-B.

Further amend said bill by striking out section 11, renumbering and inserting in place thereof the following:

2. *Repeal.* Section 16 of chapter 321 of the Revised Laws, relative to fixing rates, is hereby repealed.

Further amend said bill by renumbering sections 12 and 13 to read sections 3 and 4.

On motion of Senator Green the Senate voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

House Bill No. 196, An act relating to the salaries of clerks of municipal courts.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Clerks of Municipal Courts.* Amend section 8 of chapter 377 of the Revised Laws as amended by an act passed at the present session entitled "An act to increase the compensation of the clerk of the Manchester municipal court" by striking out said section and inserting in place thereof the following: 8. *Salaries.* The clerk of the Portsmouth municipal court shall receive an annual salary of eight hundred dollars, the clerk of the Manchester municipal court shall receive an annual salary of eighteen hundred dollars, to be paid by the respective cities in

On motion of Senator Morgan the Senate voted to concur in the adoption of the amendments offered by

the Committee on Engrossed Bills, sent up from the House of Representatives.

Read and Referred

The following entitled bills sent up from the House of Representatives were read a first and second time, and referred to the Committee on Finance:

House Bill No. 472, An act appropriating funds for construction of an education building at the State Industrial School.

House Bill No. 465, An act making appropriation for capital improvement and long term repairs for the state of New Hampshire.

House Bill No. 344, An act relative to disposal of revenue from motor vehicle road tolls.

On motion of Senator Smart the following resolution was adopted:

Resolved, That for the balance of the 1947 session all bills to be offered for introduction in the Honorable Senate shall first be submitted to the Committee on Rules, and introduced by them.

Committee of Conference Report

The Committee of Conference on House Bill No. 187, An act relative to motor vehicle registration fees, having considered the same, recommended that the Senate recede from its position in adopting its amendments, that the House recede from its position of non-concurrence in said amendment and that the House and Senate adopt the following amendment to said bill:

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Fees*. Amend paragraph III of section 1 of chapter 118 of the Revised Laws by inserting after the word "vehicle" in the first line the words, farm

truck, so that the same as amended shall read as follows: III. For each motor vehicle, farm truck or tractor, including trailers and semi-trailers equipped with pneumatic tires, except motor cycles and motor cycle sidecars, and except as provided in paragraph IV, the following rates based on the gross weight of the vehicle and load: All vehicles and load not exceeding four thousand pounds, thirty-five cents per hundred pounds; exceeding four thousand and not exceeding six thousand pounds, forty-five cents per hundred pounds, exceeding six thousand pounds and not exceeding eight thousand pounds, fifty cents per hundred pounds, exceeding six thousand pounds and not exceeding eight thousand pounds, fifty cents per hundred pounds, exceeding eight thousand pounds, sixty cents per hundred pounds. For all vehicles equipped with hard rubber tires the sum of twenty cents per hundred pounds shall be added to the above rates. For all vehicles equipped with iron, steel or other hard tires the sum of forty cents per hundred pounds shall be added to the above rates; provided that the minimum fee as provided herein shall be ten dollars for passenger vehicles and fifteen dollars for trucks. Equipment mounted on trucks of which the equipment is an integral part of the unit shall be registered at one third of the above rates. Cement mixers, saw rigs and air compressors towed by motor vehicles shall pay one tenth of the above rates except when towed exclusively within the limits of a single city or town, in which case no fees for registration shall be collected. In the registration of any tractor to be used in combination with a semi-trailer, the gross weight shall include the weight of such tractor, the weight of the heaviest semi-trailer to be used therewith, and the weight of the maximum load to be carried thereby, and separate registration certificates and plates shall be provided for the tractor and the semi-trailer. For the registra-

tion of each additional or extra semi-trailer the fee shall be twenty-five dollars.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Motor Vehicles.* Amend paragraph IV of section 1 of chapter 118 of the Revised Laws as amended by chapter 48, Laws of 1945, by striking out the entire paragraph and inserting in place thereof the following: IV. For each road oiler or bituminous distributor the fee shall be seventy-five dollars. For each tractor used for agricultural purposes only, each vehicle of the tractor type used for agricultural purposes only and used to draw another vehicle in such a way that a part of the load is carried on such towing vehicle, each tractor used for power purposes only that does not haul loads on the public highways except as herein before provided for tractor type vehicles, each tractor or truck used only on snow and each snowmobile, two dollars. Each commercial vehicle or truck used for agricultural purposes only and used on the public highways within a radius of five miles from the main entrance of the farm upon which said vehicle is operated, or used to transport animals and agricultural products to agricultural fairs and exhibits for exhibition purposes only, two dollars, provided that such vehicle under such limited registration shall not be used for the purpose of transporting products for sale or for hire. For each farm truck of a total weight, determined as provided in paragraph III of the section, not exceeding sixteen thousand pounds, used only for the transportation of agricultural products produced on, and meant to be used in connection with the operation of, a farm or farms owned, operated or occupied by the registrant, the fee shall be twenty-five dollars, provided that a farm truck so registered shall not be used for the transportation of wood and lumber for sale other than from such farms

on which the production of wood and lumber is incidental to other farm operations, nor shall such trucks be used for the retail delivery of milk. In the event that a farm truck registered under the twenty-five dollar fee as hereinbefore provided is thereafter registered for general use during the same registration year such fee shall be applied toward the fee for such general registration.

RALPH M. WIGGIN,
JOHN M. TEWKSBURY,
ALFRED G. VIOLET,

Conferees on the part of the House.

RUSSELL F. BATCHELOR,
CHARLES F. STAFFORD,

Conferees on the part of the Senate.

The report was accepted and the recommendation of the committee adopted.

On motion of Senator Gamache the rules were suspended to dispense with a public hearing on House Bill No. 466, An act relating to the payment of motor vehicle road tolls by cities and towns.

On motion of Senator Gamache the committee report was presented to the Senate for consideration.

(Discussion ensued)

Senator Chandler moved that the bill, with the accompanying reports, be laid upon the table and made a special order for Monday at 11:01 o'clock, June 30, 1947.

On a *viva voce* vote the affirmative prevailed.

Introduction of Committee Reports

Senator Smart, under a suspension of the rules, introduced several committee reports not previously advertised in the Journal.

Senator O'Malley, for the Committee on Finance, to whom were referred:

House Bill No. 432, An act to provide for the development and extension of recreational facilities on public lands, and further acquisition of recreational areas.

House Bill No. 345, in new draft, An act relating to the regulation and development of aeronautics.

House Bill No. 67, An act relating to compensation of attaches of the legislature.

Senate Joint Resolution No. 11, Joint resolution in favor of Mrs. Walter Simonds of Randolph.

Senate Joint Resolution No. 16, Joint resolution providing funds for reconstruction and repair of certain highways, bridges and culverts damaged by a cloudburst in June, 1947, in the town of Bath.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills and joint resolutions were ordered to a third reading this afternoon at two o'clock.

Senator Laraba, under a suspension of the rules, introduced several committee reports not previously advertised in the Journal.

Senator Kelley, for the Committee on Judiciary, to whom were referred:

House Bill No. 358, An act to establish a finance commission in the city of Portsmouth.

House Bill No. 458, An act to amend the charter of the city of Portsmouth.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at two o'clock.

Committee Reports

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 419, An act providing for the study, treatment and care of inebriates, having considered the same, reported the same with the following amendments and recommended that the bill, as amended, ought to pass.

Amend section 2 of the bill by striking out from lines 2 and 3 the words "no more than three of whom shall be of the same political party"; so that said section as amended shall read as follows:

2. *Board Constituted.* There shall be a board for the treatment of inebriates consisting of five members, to be appointed by the governor, with the advice and consent of the council. The members of the first board shall be appointed for terms of one, two, three, four and five years respectively. Annually thereafter one member shall be appointed to succeed the member whose term then expires. The term of each member shall be stated in his commission, and each shall continue in office until his successor has been appointed and has qualified. If a vacancy occurs in the membership of the board, a member shall be appointed to serve for the unexpired term, and the governor may, with the consent of the council, remove any member for cause.

Further amend the bill by striking out section 4 and inserting in place thereof the following:

4. *Chairman, Clerk and Assistants.* The governor shall designate the chairman of the board. The board shall elect a clerk, and shall, with the approval of the governor and council, employ such assistants as may be necessary.

The report was accepted, amendments adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Noel, for the Committee on Public Health, to whom was referred House Bill No. 448, An act requiring pre-natal standard serological tests for syphilis, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Revision of Laws, to whom was referred House Bill No. 463, An act authorizing the town of Hampton to issue serial bonds or notes, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Revision of Laws, to whom was referred House Bill No. 302, An act relating to fiduciaries, having considered the same, reported the same with the following amendments, and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Bond of Administrator.* Amend paragraph III of section 13, of chapter 352 of the Revised Laws, by adding at the end thereof the words, and annually thereafter, unless excused by the judge of probate as provided by law, until a final account is filed and allowed, so that said paragraph as amended shall read as follows: III. To render to the judge an account of administration, upon oath, within one year, and annually thereafter, unless excused by the judge of probate as provided by law, until a final account is filed and allowed.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Administrators' and Executors' Accounts.*

Amend section 26 of chapter 353 of the Revised Laws by striking out said section and inserting in place thereof the following: 26. *Filing Accounts*. Every administrator and executor shall file in the probate office an annual account of administration, unless upon petition he is excused by the judge of probate; but in no event shall he be excused for a period longer than three years. Before giving notice to settle his final account, he shall file it in the probate office of the county where it is to be settled, and shall cause the fact of such filing to appear in the notice, and shall at the same time file a statement of the names and residences of the heirs, legatees, and beneficiaries, if known to him.

Further amend said bill by adding after section 2 the following new section:

3. *Bond of Trustee*. Amend paragraph II of section 1 of chapter 363 of the Revised Laws, by adding at the end thereof the words, unless excused by the judge of probate as provided by law, so that said paragraph as amended shall read as follows: II. That he will annually render an account to the judge of the annual income and profit thereof, unless excused by the judge of probate as provided by law.

Amend section 3 of said bill by renumbering to read section 4 and by striking out the same and inserting in place thereof the following:

4. *Trustees' Account*. Amend section 18 of chapter 363, Revised Laws, by striking out said section and inserting in place thereof the following: 18. *Filing Accounts*. Every trustee shall file in the probate office an annual account of administration, unless upon petition he is excused by the judge of probate; but in no event shall he be excused for a period longer than three years. Before giving notice to settle his final account, he shall file it in the probate office, and shall cause the fact of such filing to appear in the notice, and

shall at the same time file a statement of the names and residences of the beneficiaries in the trust estate.

Further amond said bill by renumbering section 4 to read section 5.

Amend section 5 of said bill by renumbering to read section 6 and by adding at the end thereof the words, or if he is the attorney general in estates involving charitable trusts, so that said section as amended shall read as follows:

6. *Notice to Beneficiaries.* Amend chapter 349, Revised Laws, by adding after section 7 the following new sections: 8. *Notice to Beneficiaries.* Whenever any executor, administrator, trustee, conservator or guardian shall file an account in probate court, he shall contemporaneously give notice thereof as hereinafter provided to all persons beneficially interested therein. Such notice shall be sent by registered mail, return receipt requested, to the last known address of all such persons, and shall contain (1) a statement that the account has been filed, and, if the account is to be settled, the date when such account becomes returnable and (2) the fact that the person may obtain a copy of the account from the register of probate upon payment of the statutory fee. 9. *Person Beneficially Interested Defined.* A person shall be deemed to be beneficially interested in an account within the meaning of the preceding section if he is an heir or distributee of an intestate estate and the account has been filed by the administrator, or if he is a residuary legatee under a will and the account has been filed by the executor or administrator with will annexed, or if is a ward and the account has been filed by his guardian or conservator, or if he is a beneficiary having a vested interest in a trust and the account has been filed by the trustee or if he is the attorney general in estates involving charitable trusts.

Further amend said bill by renumbering sections 6 and 7 to read sections 7 and 8.

The report was accepted, amendments adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Green, for the Committee on Revision of Laws, to whom was referred House Bill No. 188, An act relative to liability of hotel keepers for losses by guests, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

Amend the bill by striking out the whole of section 1 and substituting in place thereof the following:

1. *Hotel Keepers.* Amend section 1 of chapter 208 of the Revised Laws by striking out said section and inserting in place thereof the following: 1. *Liability for Losses.* No hotel keeper, inn keeper, operator of over-night cabins, motor courts, or similar establishments, (hereinafter referred to as hotel keeper) shall be liable to a guest for the loss of wearing apparel or baggage belonging to such guest, where it shall appear that such loss takes place from the room or rooms assigned to such guest and occurs without the fault or negligence of such hotel keeper; and in no case shall recovery for such loss exceed the sum of three hundred dollars. A hotel keeper shall provide a suitable safe in his hotel for the safekeeping of money, jewelry, precious stones, watches, negotiable securities and other valuables belonging to the guests of such hotel and if such hotel keeper gives notice thereof by posting in the rooms of such guests and in the office of the hotel, in a conspicuous manner, a notice containing a copy of this section and stating therein the fact that such safe is provided in which such property may be deposited, such hotel keeper shall not be liable to any guest for the loss by theft, or otherwise, of any such

property not delivered, or offered to be delivered, to the person in charge of the office of such hotel for deposit in such safe, unless such loss is due to the fault or negligence of such hotel keeper, and shall not be liable to any guest for any sum in excess of one thousand dollars on account of the loss by theft, or otherwise, of any such property received for deposit, except by special contract in writing stating the kind and value of the property received and the kind and extent of the liability of the hotel keeper. Nor shall such hotel keeper be liable in any sum for the loss of other property, including wearing apparel and personal baggage, belonging to any guest and not within the room or rooms assigned to him, unless the same is specially entrusted to the care and custody of such hotel keeper or agents or servants.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 197, An act relating to the salary of the solicitor of Belknap county, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment and recommended that the bill, as amended, ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Salary of Solicitor of Belknap County.* Amend section 20 of chapter 24 of the Revised Laws, as amended by chapters 40 and 136 of the Laws of 1943, chapters 2, 27, 202, 213 of the Laws of 1947, and An Act relative to the salary of the solicitor of Hillsborough county, Laws of 1947, by striking out the word "twelve" after the word "Belknap" and inserting in place thereof the word, fifteen, so that said section as amended shall

read as follows: 20. *Salaries.* The annual salaries of the solicitors in the several counties shall be as follows:

In Rockingham, fifteen hundred dollars.

In Strafford, eighteen hundred dollars.

In Belknap, fifteen hundred dollars.

In Carroll, twelve hundred dollars.

In Merrimack, two thousand dollars.

In Hillsborough, twenty-eight hundred dollars.

In Cheshire, fifteen hundred dollars.

In Sullivan, twelve hundred dollars.

In Grafton, twelve hundred dollars.

In Coos, eighteen hundred dollars.

2. *Takes Effect.* This act shall take effect as of January 1, 1947, insofar as the salary of the solicitor of Belknap county is concerned, otherwise upon its passage.

The report was accepted, amendment adopted, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

House Message

The following message was received from the House of Representatives by its Clerk:

Mr. President:

The House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 73, An act relative to the width of pulp truck loads.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills sent down from the Honorable Senate:

Senate Bill No. 92, An act relative to the United Baptist Convention of New Hampshire.

Senate Bill No. 101, An act relating to the construction and financing of a water works system for the Wallis Sands, Rye North Beach and Foss Beach districts in the town of Rye.

The message further stated that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bill with amendments, in the passage of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 96, An act relating to the racing commission.

Amend said bill by inserting after section 2 the following new section:

3. *Hours.* Amend section 8, chapter 171, Revised Laws, by adding at the end thereof the words, nor any weekday after seven o'clock P. M. eastern standard time, so that said section as amended shall read as follows: 2. *Rules and Regulations.* Said commission shall make rules and regulations for the holding, conducting, and operating of all running or harness horse races or meets for public exhibition and for the operation of race tracks on which any such race or meet is held. No such race or meet shall be permitted on Sunday nor any weekday after seven o'clock P. M. eastern standard time.

Further amend said bill by renumbering section 3 to read section 4.

On motion of Senator Laraba the Senate refused to concur in the amendment to the above entitled bill sent up from the House of Representatives and asked for a Committee of Conference.

Pursuant to the above request the President ap-

pointed as members of such committee, on the part of the Senate, Senators Kelley and Laraba.

On motion of Senator Kelley, the rules were suspended, and all bills and joint resolutions were read a third time, and passed at the present time.

Third Readings

Senate Joint Resolution No. 11, Joint resolution in favor of Mrs. Walter Simonds of Randolph.

Senate Joint Resolution No. 16, Joint resolution providing funds for reconstruction and repair of certain highways, bridges and culverts damaged by a cloud-burst in June, 1947, in the town of Bath.

House Bill No. 67, An act relating to compensation of attaches of the legislature.

House Bill No. 188, An act relative to liability of hotel keepers for losses by guests.

House Bill No. 302, An act relating to fiduciaries.

House Bill No. 345, in new draft, An act relating to the regulation and development of aeronautics.

House Bill No. 358, An act to establish a finance commission in the city of Portsmouth.

House Bill No. 419, An act providing for the study, treatment and care of inebriates.

House Bill No. 432, An act to provide for the development and extension of recreational facilities on public lands, and the further acquisition of recreational areas.

House Bill No. 448, An act requiring pre-natal standard serological tests for syphilis.

House Bill No. 458, An act to amend the charter of the city of Portsmouth.

House Bill No. 463, An act authorizing the town of Hampton to issue serial bonds or notes.

Recess

The Senate reassembled.

Introduction of Committee Reports

Senator Noel, under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Senator Noel, for the Joint Committee on Public Health and Finance, to whom was referred House Bill No. 411, An act relative to the practice of nursing, having considered the same, reported the same with the following amendments, and recommended that the bill, as amended, ought to pass.

Amend section 8 of chapter 257 as inserted by section 1 of said bill by striking out the last sentence thereof, so that said section as amended shall read as follows:

8. *Fees.* Each person applying for certification of qualification to practice as a registered nurse, or for examination and such certification, shall pay to the commissioner of education a fee of ten dollars. The commissioner shall pay all fees so received and all fees from annual permits to the state treasurer who shall keep the same in a separate fund to be used only for the purposes of the board of nurse examiners hereunder.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Appropriation.* For the purpose of carrying out the provisions hereof there is hereby appropriated the sum of three thousand seven hundred and fifty dollars for the fiscal year ending June 30, 1948, and a like sum for the fiscal year ending June 30, 1949. The sums hereby appropriated by the state shall be expended under the direction of the board of nurse examiners and the governor is authorized to draw his warrant for said sums out of any money in the treasury not otherwise appropriated. The sums appropriated under the provisions of this section shall be in addi-

tion to any fees received by said board of nurse examiners under the provisions of chapter 257 as hereinbefore amended. Any funds provided hereunder which are not expended in any fiscal year shall lapse into the general funds of the state.

The report was accepted and the amendments were adopted.

On motion of Senator Noel the rules were suspended, and the above entitled bill was read a third time and passed at the present time.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 25, Joint resolution to establish a commission to study the state's delinquency agencies.

Read and Referred

The following entitled joint resolution, sent up from the House of Representatives, was read a first and second time, and referred to the Committee on Finance:

House Joint Resolution No. 25, Joint resolution to establish a commission to study the state's delinquency agencies.

Committee Report

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 35, An act in relation to workman's compensation, having considered the same, reported the same, under Joint Rule No. 6,

with the following amendments, and recommended that the bill, as amended, ought to pass.

Amend section 5 of chapter 216 as inserted by said bill by striking out the words "this chapter" and inserting in place thereof the word and figure, section 4.

Amend section 34 by striking out the figure "40" in the fourth line and inserting in place thereof the figure, 38, and by striking out the figure "44" in the fifth line and inserting in place thereof the figure, 40.

Amend section 50 by striking out the word and figure "section 49" and inserting in place thereof the words, the preceding section.

Amend the numbering of the sections as follows: sections 38 to 40 inclusive, to read, sections 36 to 38 inclusive; section 42 to read section 39; section 44 to read section 40; sections 46 to 54 inclusive to read sections 41 to 49 inclusive; sections 56 to 59 inclusive to read sections 50 to 53 inclusive.

The report was accepted, amendments adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendments.

Reconsideration

On motion of Senator Smart the Senate voted to reconsider its vote whereby it passed House Bill No. 345, in new draft, An act relating to the regulation and development of aeronautics.

On motion of Senator Smart the Senate voted to reconsider its vote whereby House Bill No. 345 was ordered to a third reading.

The bill, being on its second reading and open to amendment, Senator Smart offered the following amendment, which was adopted:

Amend section 11 of the bill by striking out the same and substituting the following:

Takes Effect. This act shall take effect on September 1, 1947.

On motion of Senator Stafford, the rules were suspended and House Bill No. 345, An act relating to the regulation and development of aeronautics, was ordered to a third reading and passed at the present time.

On motion of Senator Noel the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Saturday morning at 10:00 o'clock, and when it adjourns Saturday morning it be to meet Monday morning at 11:00 o'clock.

Taken from the Table

On motion of Senator Laraba, the concurrent resolution relating to final adjournment of the Legislature was taken from the table, amended, and sent to the House of Representatives for concurrence in Senate amendment.

Whereas, it appears that all necessary legislative work may be accomplished by Tuesday, July 1st, instant, therefore be it

Resolved, By the House of Representatives, the Senate concurring, that the present session of the Legislature be brought to final adjournment on Tuesday, July 1st, instant, at 5:00 o'clock in the afternoon.

Be It Further Resolved, That on that date all pending reports, bills and joint resolutions be indefinitely postponed.

Introduction of Committee Report

Senator Smart, under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 456, An act to provide for the mental examination and treatment of certain children, having considered the same, reported the same with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 10 of the bill by striking out the words and figures "fifty thousand dollars (\$50,000)" in the first line and substituting therefor the words and figures, "seventy thousand dollars (\$70,000); so that said section as amended shall read as follows:

10. *Operation and Maintenance.* The sum of seventy thousand dollars (\$70,000) is hereby appropriated for the fiscal year ending June 30, 1949 for the operation and maintenance of such home and for the carrying on of such mental hygiene clinics, including the payment of salaries of the necessary personnel.

The report was accepted and the amendment was adopted.

On motion of Senator Smart, the rules were suspended and the above entitled bill was ordered to a third reading and final passage at the present time.

Senator Welch, under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Senator Hewitt, for the Committee on Labor, to whom was referred House Bill No. 163, An act relative to unemployment compensation as to eligibility conditions for benefits, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Welch, the rules were suspended and the above entitled bill was put on its third reading and final passage at the present time.

Bills and Joint Resolution Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolution:

House Bill No. 131, An act relating to damage to game by dogs.

House Bill No. 223, An act relative to the closing of county offices on Saturdays.

House Bill No. 449, An act relative to construction and reconstruction of primary and secondary highways.

Senate Bill No. 12, An act relative to service exemption for war veterans.

Senate Bill No. 45, An act relating to compensation of trustees.

Senate Bill No. 91, An act relating to the powers of trust companies.

Senate Bill No. 100, An act in relation to Rivier College.

House Joint Resolution No. 27, Joint resolution to establish an interim commission to study legislative practice and procedure of the general court.

House Bill No. 402, An act relative to the salary of the solicitor of Hillsborough county.

Senate Bill No. 104, An act relative to salaries of certain officials.

House Bill No. 350, An act relating to salaries.

ALDEGE A. NOEL,
For the Committee.

Committee Report

Senator Laraba, for the Committee on Judiciary, to whom was referred House Bill No. 473, An act relating to redistricting the senatorial districts, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Hewitt the Senate voted to reconsider the vote whereby the above entitled bill was ordered to a third reading.

The bill being on its second reading, Senator Hewitt moved that the bill be referred to the 1949 Legislature.

(Discussion ensued)

Following are the remarks of Senator Rae S. Laraba of District No. 24:

Mr. President, as Chairman of the Judiciary Committee it is probably proper at this time for me to explain to the Senate the reason for the majority report which the committee brought in. Chairman Charles Mills of the Interim Committee, who made the study by direction of the 1945 session of the Legislature, came before the committee as a representative of the Interim Committee to outline the proposal which is contained in the bill. He pointed out to the committee that the present districting of the state has been in force now for 33 years, that at that time, the valuations of the districts based on a \$42.00 valuation on an equalized valuation of the states has in some present districts of the state dropped to \$13.00. In other districts it has risen to \$76.00. That shows that in the 33 years which have gone since the state was last re-districted that we are greatly out of line so that we felt in the committee that we had a constitutional responsibility, that the Senate had a constitutional responsibility in considering this matter and that perhaps any approach to the evasion of the question might bear some political implications. I think the committee felt that to evade the issue would probably bring to us some criticism and the districts as outlined in the new bill were equalized as near as possible for a fair re-districting

of the state. With relation to the condition which arose in the city of Manchester, the committee asked Senator Mills to go back to Manchester and make some inquiries for the committee. He did that and he reported back to us that the situation in that city had not changed from the time that the committee had received its original information. The condition which exists there, exists as the Honorable Senator from District 1 has presented to you. We don't deny that. We understand that that was the method which the commission with its time and diligence went into it and that I think the committee felt in the overall picture in the state that that was as near a reasonable approach as they could make. The city or town in question did not have the breakdown of the figures. I don't think they could be expected to get it. My only intent here in expressing the situation to the Senate is that I think you have the right to know the thinking of the Judiciary Committee and why they reported the bill as it was reported to you with the recommendation that it ought to pass.

The question being stated, Shall the bill be referred to the 1949 Legislature?

Recess

The Senate reassembled.

On motion of Senator Kelley, House Bill No. 473, with the accompanying report and pending motion, was laid on the table and made a special order for Monday, June 30, at 11:02.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has refused to concur with the amendments sent down from the Honorable Senate on House Bill No. 188, An act relative to liability of hotel keepers for losses by guests, and asks for a committee of conference.

The Speaker appointed as members of such committee, on the part of the House, Messrs. Johnson of Laconia, Willey of Campton and Maynard of Plymouth.

On motion of Senator Batchelor the Senate voted to accede to the request of the House of Representatives for a committee of conference.

Pursuant to the above request, the President appointed as members of such committee, on the part of the Senate, Senators Batchelor and Rowell.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled joint resolution, sent down from the Honorable Senate:

Senate Joint Resolution No. 16, Joint resolution providing funds for reconstruction and repair of certain highways, bridges and culverts damaged by a cloudburst in June, 1947, in the town of Bath.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 419, An act providing for the study, treatment and care of inebriates.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 197, An act relating to the salary of the solicitor of Belknap county.

The message further stated that the House of Representatives had passed the following entitled bills, in

the passage of which it asked the concurrence of the Honorable Senate:

House Bill No. 365, An act making appropriation for the expenses of the state of New Hampshire for the year ending June 30, 1948.

House Bill No. 366, An act making appropriation for the expenses of the state of New Hampshire for the year ending June 30, 1949.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred to the Committee on Finance:

House Bill No. 365, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1948.

House Bill No. 366, An act making appropriation for the expenses of the state of New Hampshire for the year ending June 30, 1949.

Senator Smart moved that the rules be suspended and that reference to committee be dispensed with.

(Discussion ensued)

The President declared a recess.

Recess

The Senate reassembled.

Question being stated, Shall the rules be suspended to dispense with reference to committee?

On a *viva voce* vote the affirmative prevailed.

The above entitled bills, being on their second reading and open to amendment, and no amendment being offered, they were ordered to a third reading at two o'clock this afternoon.

On motion of Senator Smart the rules were further suspended and the above entitled bills were put on

their third reading and final passage at the present time.

Taken from the Table

On motion of Senator Cummings Senate Bill No. 98, An act relating to the taking of lobsters and crabs, was taken from the table and the Senate voted to concur in the adoption of the amendments sent up from the House of Representatives.

Afternoon Session

On motion of Senator Cummings the Senate adjourned.

SATURDAY, JUNE 28, 1947.

The Senate met according to adjournment.

Senator Bean having assumed the Chair read the following communication:

Saturday, June 28, 1947.

SENATOR ARTHUR BEAN:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

Yours respectfully,

CHARLES H. BARNARD,
President.

There being manifestly no quorum present, Senator Bean declared the Senate adjourned.

MONDAY, JUNE 30, 1947.

The Senate met according to adjournment.

Recess

The Senate reassembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills to the following House bill, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 91, An act relating to the powers of trust companies.

Amend section 1 of said bill by adding after the word "Laws" in the first line the words, as amended by section 2, chapter 84, Laws of 1945.

Further amend said section by striking out the last eight lines and inserting in place thereof the following: except that in applying the foregoing limitations no consideration shall be given to such portion of any note as may be guaranteed by the administrator of veterans' affairs under title III of the Servicemen's Readjustment Act of 1944, as the same may be amended from time to time or insured by the federal housing administrator provided that such insurance is payable in cash or in debentures guaranteed as to principal and interest by the United States; to advance or loan on notes wholly guaranteed by the administrator of veterans' affairs under title III of the Servicemen's Readjustment Act of 1944, as amended from time to time, or wholly insured by the federal housing administrator, provided that such insurance

is payable in cash or in debentures guaranteed as to principal and interest by the United States; to negotiate, purchase, and sell stocks, bonds, and other evidences of debt; to do a general banking business; and to conduct a savings bank business.

On motion of Senator Colburn the Senate voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

Committee Report

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 440, An act to provide state aid for low-rent housing, having considered the same, reported the same with the following amendment, and recommended that the bill, as amended, ought to pass.

Amend section 2, part III, by adding at the end thereof the following: The governor and council may reject any and all bids, and/or negotiate with the highest bidder; so that said section shall read as follows:

2. *Form of Assistance.* Contracts for state assistance of a housing project may provide for guarantee of temporary notes issued by the housing authority to finance the cause of the housing project prior to the issuance of definitive bonds, and for annual subsidies after the definitive bonds are sold, to assist in achieving and maintaining the low-rent character of the project. State guarantee of any temporary notes hereunder shall be made as provided in section 3. All bonds issued under the provisions of this act shall be sold (1) at public sealed bidding (2) only after an advertisement calling for bids has been published at least once in each of two successive calendar weeks in a newspaper of general circulation in New Hampshire, the first publication being not less than thirty days

prior to the day the bids will be received, and (3) to the highest bidder. The governor and council may reject any and all bids, and/or negotiate with the highest bidder.

The report was accepted, amendment adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Introduction of Committee Report

Senator Green, under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Majority-Minority Report

A majority of the Committee on Revision of Laws, to whom was referred House Bill No. 438, An act relating to public welfare and relief, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

RUSSELL F. BATCHELOR,
J. R. ROWELL,
ROBERT J. GAMACHE,
ROBERT B. O'MALLEY,

For a Majority of the Committee.

A minority of the Committee on Revision of Laws, to whom was referred House Bill No. 438, An act relating to public welfare and relief, having considered the same, reported the same without amendment and recommended its passage.

FRED E. GREEN,
For a Minority of the Committee.

The report of the majority was accepted.

Senator Green moved that the report of the minority, Ought to pass, be substituted for that of the majority, Inexpedient to legislate.

(Discussion ensued)

The question being stated, Shall the report of the minority be substituted for that of the majority?

Senator Green demanded a roll call.

Roll Call

The Clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Green, Hewitt, Sawyer, Bean, Smart.

The following named senators voted in the negative: Senators Kelley, Cummings, Welch, Stafford, Gay, Rowell, Chandler, Batchelor, Colburn, Noel, Morgan, Gamache, O'Malley, Daniel, Marcoux, Butman and Spollett.

Five senators having voted in the affirmative, and seventeen senators having voted in the negative, the negative prevailed, and the motion to substitute was lost.

The question being on the adoption of the resolution.

On a *viva voce* vote, the affirmative prevailed, and the resolution was adopted.

Committee Reports

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 288, An act relative to the salary of the solicitor of Grafton county, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Salary of Solicitor of Grafton County.* Amend section 20 of chapter 24 of the Revised Laws, as amended by chapters 40 and 136 of the Laws of 1943, chapters 2, 27, 202, 213, 242 and An act relative to the salary of the solicitor of Belknap county, Laws of 1947, by striking out the word "twelve" in the eleventh line and inserting in place thereof the word, eighteen; so that said section as amended shall read as follows: *Salaries.* The annual salaries of the solicitors in the the several counties shall be as follows:

In Rockingham, fifteen hundred dollars.

In Strafford, eighteen hundred dollars.

In Belknap, fifteen hundred dollars.

In Carroll, twelve hundred dollars.

In Merrimack, two thousand dollars.

In Hillsborough, twenty-eight hundred dollars.

In Cheshire, fifteen hundred dollars.

In Sullivan, twelve hundred dollars.

In Grafton, eighteen hundred dollars.

In Coos, eighteen hundred dollars.

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 201, An act relative to tax sales and transfer of tax liens, having considered the same, reported the same under Joint Rule No. 6, with the following amendments, and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Taxes.* Amend section 32 of chapter 80 of the Revised Laws by striking out said section and inserting in place thereof the following:

Further amend said section 1 of the bill by striking

out lines 13 and 14 and inserting in place thereof the following:

2. *Real Estate Acquired by Town.* Amend said chapter 80 by inserting after section 32 a new section as follows:

Further amend the bill by renumbering section 2 to read section 3.

The report was accepted, amendments adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 180, An act relating to the salary of the solicitor of Rockingham county, having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and recommended that the bill, as amended, ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following: 1. *Salary of Solicitor of Rockingham County* Amend section 20 of chapter 24 of the Revised Laws as amended by chapters 40 and 136 of the Laws of 1943 and by chapters 2, 27, 202, 213, 242 and An act relative to the salary of the solicitor of Belknap county, and An act relative to the salary of the solicitor of Grafton county, Laws of 1947, by striking out the word "fifteen" after the word "Rockingham" and inserting in place thereof the word, eighteen, so that said section as amended shall read as follows: 20. *Salaries.* The annual salaries of the solicitors in several counties shall be as follows:

In Rockingham, eighteen hundred dollars.

In Strafford, eighteen hundred dollars.

In Belknap, fifteen hundred dollars.

In Carroll, twelve hundred dollars.

In Merrimack, two thousand dollars.

In Hillsborough, twenty-eight hundred dollars.

In Cheshire, fifteen hundred dollars.

In Sullivan, twelve hundred dollars.

In Grafton, eighteen hundred dollars.

In Coos, eighteen hundred dollars.

2. *Takes Effect.* This act shall take effect as of January 1, 1947 insofar as the salary of the solicitor of Rockingham county is concerned, otherwise upon its passage.

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 458, An act to amend the charter of the city of Portsmouth, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment, and recommended that the bill, as amended, ought to pass.

Amend section 74 of said bill by striking out the figure "73" in the first, third and tenth lines and inserting in place thereof the figure, 71.

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Committee of Conference Report

The Committee of Conference, to whom was referred House Bill No. 16, An act relative to the salaries of the Commissioners of Rockingham and Merrimack Counties, having considered the same, and being unable to agree, recommended that a new committee of conference be appointed.

GEORGE W. BOYNTON,

EMMETT NAWN,

ROBERT A. JOHNSON,

Conferees on the part of the House.

RUSSELL F. BATCHELDOR,
THOS. B. O'MALLEY,

Conferees on the part of the Senate.

The report of the committee was adopted.

Pursuant to the above recommendation, the President appointed as members on such committee on the part of the Senate, Senators Rowell and Butman.

Committee of Conference Report

The Committee of Conference, to whom was referred House Bill No. 359, An act relative to the salary of the sheriffs of Grafton and Hillsborough counties, having considered the same, and being unable to agree, recommended that this committee be dismissed and a new Committee of Conference be appointed.

CHARLES E. DANIEL,
JAMES WELCH,

Conferees on the part of the Senate.

EMILE J. SOUCY,
ROY S. SAWYER,
BLAYLOCK ATHERTON,

Conferees on the part of the House.

The report of the committee was adopted.

Pursuant to the above request, President Barnard appointed as members of such committee, on the part of the Senate, Senators Welch and Daniel.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 57, An act relating to bounty on bears.

House Bill No. 238, An act to increase the compensation of the clerk of the Manchester municipal court of Manchester.

House Bill No. 422, An act relative to the salary of the sheriff of Coos county.

Senate Bill No. 78, An act relative to the salaries of the treasurers of Merrimack and Cheshire counties.

Senate Bill No. 89, An act relating to narcotics.

Senate Bill No. 95, An act relative to life, accident and health insurance benefits for employees of the city of Dover.

Senate Joint Resolution No. 16, Joint resolution providing funds for reconstruction and repair of certain highways, bridges and culverts damaged by a cloudburst in June, 1947, in the town of Bath.

House Bill No. 196, An act relating to the salaries of clerks of municipal courts.

House Bill No. 419, An act providing for the study, treatment and care of inebriates.

Senate Bill No. 92, An act relative to the United Baptist Convention of New Hampshire.

Senate Bill No. 101, An act relating to the construction and financing of a water works system for the Wallis Sands, Rye North Beach and Foss Beach District in the town of Rye.

House Bill No. 335, An act to establish the city of Claremont under the council manager plan.

House Bill No. 67, An act relating to compensation of attaches of the legislature.

House Bill No. 151, An act providing for additional appropriation for the fish and game department for an expanded program of propagation.

House Bill No. 187, An act relative to motor vehicle registration fees.

House Bill No. 432, An act to provide for the development and extension of recreational facilities on

public lands, and the further acquisition of recreational areas.

Senate Joint Resolution No. 14, Joint resolution providing funds for reconstruction and repair of certain highways, bridges and culverts damaged by a cloud-burst in June, 1947, in the towns of Dalton, Lyman and Littleton, Whitefield, Jefferson and Lancaster.

House Bill No. 197, An act relating to the salary of the solicitor of Belknap county.

House Bill No. 302, An act relating to fiduciaries.

House Bill No. 386, An act relative to the Union School District in Concord and the Canterbury School District.

Senate Bill No. 68, An act relating to damage by game birds and game.

Senate Joint Resolution No. 15, Joint resolution relative to agricultural resources of the state.

ALDEGE A. NOEL,
For the Committee.

Reconsideration

On motion of Senator Batchelor the following resolution was adopted:

Resolved, That His Excellency, the Governor, be requested to return to the Senate, for further consideration, Senate Bill No. 45, An act relating to compensation of trustees.

On motion of the same senator the Senate voted to suspend the rules to allow reconsideration of the vote on Senate Bill No. 45, whereby the Senate concurred in the adoption of the amendment sent up from the House of Representatives.

On motion of the same senator the Senate voted to non-concur in the adoption of the amendment and asked for a committee of conference.

Pursuant to the above request, President Barnard appointed as members of such committee, on the part of the Senate, Senators Batchelor and Rowell.

Introduction of Committee Report

Senator Laraba, under a suspension of the rules, introduced two committee reports not previously advertised in the Journal.

Senator Kelley, for the Committee on Judiciary, to whom were referred:

Senate Bill No. 10, An act relative to a state song.

Senate Bill No. 18, An act providing for safety to life and protection from fire and panic.

Having considered the same, reported the same with the following resolution:

Resolved, That they are inexpedient to legislate.

The reports were accepted, and the recommendations of the committee were adopted.

On motion of Senator Laraba, the following resolution was adopted:

The committee appointed by the President for the purpose of collecting money for the replacement of athletic equipment lost in a recent fire at the State Industrial School wish to report that they have collected \$198.16 donated by the members of the House and Senate and offer the following resolution:

Resolved, That the members of the Senate be given the deep appreciation and thanks of the committee for their generous contribution to this good cause.

SENATOR LARABA,
SENATOR MARCOUX

Recess

The Senate reassembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled Senate Joint Resolution No. 10, Joint resolution providing for an interim committee to study the overall tax structure.

Special Order

On motion of Senator Chandler, House Bill No. 466, An act relating to the payment of motor vehicle road tolls by cities and towns, was taken from the table.

Senator Chandler moved that House Bill No. 466 and the accompanying reports be indefinitely postponed.

(Discussion ensued)

Question being stated, Shall the bill be indefinitely postponed?

Senator Chandler demanded a roll call.

Roll Call

The Clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Cummings, Welch, Gay, Chandler, Morgan, Bean, Smart, Butman, Spollet, and Laraba.

The following named senators voted in the negative: Senators Kelley, Green, Hewitt, Stafford, Rowell, Batchelor, Sawyer, Colburn, Noel, Gamache, O'Malley, Daniel, Marcoux.

Ten senators having voted in the affirmative, and thirteen senators having voted in the negative, the negative prevailed, and the bill was not indefinitely postponed.

Senator Gamache moved that the report of the minority, Ought to pass, be substituted for that of the majority, Inexpedient to legislate.

Senator Laraba demanded a roll call.

Roll Call

The Clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Kelley, Green, Welch, Hewitt, Stafford, Rowell, Batchelor, Sawyer, Colburn, Noel, Gamache, O'Malley, Daniel, Marcoux, Smart, Butman, Laraba.

The following named senators voted in the negative: Senators Cummings, Gay, Chandler, Morgan, Bean, Spollett.

Seventeen senators having voted in the affirmative, and six senators having voted in the negative, the affirmative prevailed, and the report of the minority, Ought to pass, was substituted for that of the majority, Inexpedient to legislate.

On motion of Senator Noel the rules were suspended to allow the third reading and final passage of House Bill No. 440, An act to provide state aid for low-rent housing, and House Bill No. 466, An act relating to the payment of motor vehicle road tolls by cities and towns.

Reconsideration

Senator Noel moved that the Senate reconsider the vote whereby House Bill No. 466, An act relating to the payment of motor vehicle road tolls by cities and towns, passed.

On a *viva voce* vote, the affirmative prevailed, and the motion to reconsider was lost.

Recess

The Senate reassembled.

Senator Marcoux in the Chair.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate.

House Bill No. 354, An act creating the New Hampshire toll road commission.

The message further stated that the House of Representatives had voted to concur in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 94, An act amending the charter of the city of Dover.

The message further stated that the House of Representatives had voted to adopt the report of the Committee of Conference on House Bill No. 16, An act relative to the salaries of the commissioners of Rockingham and Merrimack counties.

The Speaker appointed as members of such committee, Messrs. Boynton of Hillsborough, Nawn of Concord, and Johnson of Northwood.

Read and Referred

The following entitled bill sent up from the House of Representatives was read a first and second time and referred to the Committee on Finance:

House Bill No. 354, An act creating the New Hampshire toll road commission.

On motion of Senator Chandler the order whereby House Bill No. 354, was ordered to the Committee on Finance was vacated, and the above entitled bill was referred to the joint committee on Finance and Public Improvements.

Senator Rowell presented the report of the special legislative committee on handicapped persons.

On motion of Senator Rowell the following resolution was adopted:

Resolved, That the Clerk be instructed to have printed 1000 bound copies of the report of the special legislative committee relative to handicapped children.

Introduction of Committee Report

Senator Kelley, under a suspension of the rules, introduced two committee reports not previously advertised in the Journal.

Senator Kelley, for the Committee on Fisheries and Game, to whom was referred House Bill No. 84, An act relative to the open season for taking wild deer, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the committee was adopted.

Majority-Minority Report

A majority of the Committee on Fisheries and Game, to whom was referred House Bill No. 142, An act relating to game birds, having considered the same, reported the same with the following resolution.

Resolved, That it is inexpedient to legislate.

SENATORS JAMES W. COLBURN,
AUGUSTUS F. BUTMAN,
CHARLES STAFFORD,

For the Majority of the Committee.

A minority of the Committee on Fisheries and Game, to whom was referred House Bill No. 142, An act relating to game birds, having considered the same, re-

ported the same without amendment and recommended its passage.

SENATORS CURTIS C. CUMMINGS,
EMMETT J. KELLEY,
For a Minority of the Committce.

The report of the majority was accepted.

Senator Kelley moved to substitute the report of the minority, Ought to pass, for that of the majority, Inexpedient to legislate.

(Discussion ensued)

On a *viva voce* vote the negative prevailed.
Senator Cummings demanded a roll call.

Roll Call

The Clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Kelley, Cummings, Green, Welch, Hewitt, Sawyer.

The following named senators voted in the negative: Senators Stafford, Gay, Rowell, Colburn, Noel, Morgan, Bean, Gamache, Barnard, O'Malley, Daniel, Smart, Butman, Spollett and Laraba.

Six senators having voted in the affirmative, and fifteen senators having voted in the negative, the negative prevailed, and the motion to substitute was lost.

The question being stated, Shall the recommendation of the majority be accepted?

On a *viva voce* vote, the affirmative prevailed and the recommendation of the majority of the committee was accepted.

Introduction of Committee Report

Senator Laraba, under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Senator Kelley, for the Committee on Judiciary, to whom was referred Senate Joint Resolution No. 10, Joint resolution to establish an interim committee to study the overall tax structure of the state, having considered the same, reported the same with the following amendment and recommended that the joint resolution as amended ought to pass.

Amend the caption of the joint resolution by striking out the same and inserting in place thereof the following:

To establish an interim committee to study the overall tax structure of the state.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following:

1. That a committee of five members be appointed as hereinafter provided, to study all phases of taxation in the state. Said committee shall be appointed by the governor with the advice and consent of the council, prior to September 1, 1947. Vacancies occurring shall be filled in the same manner.

Said committee shall make a careful study of present taxes, tax income from all sources, and possibilities of future revenue. Said committee shall have full power and authority to require the several departments, boards and commissions of the state government, the assessors of cities and the selectmen of towns, and from individuals, fiduciaries, partnerships and corporations, such information and assistance as may be necessary for the purposes of the committee. Said committee shall have the authority to summon witnesses and hold hearings at such times and places as they may deem best. Said committee may employ such clerical or expert assistants as they may deem necessary. The members of said committee shall serve without compensation but shall be reimbursed for their necessary expenses when engaged in the

business of said committee. Said committee shall report its findings and recommendations to the next session of the Legislature.

The sum of seven thousand five hundred dollars or so much thereof as may be necessary is hereby appropriated to carry out the purposes of this resolution, and the governor is authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

The report was accepted, amendment adopted, and the resolution referred to the Committee on Finance, under the rules.

On motion of Senator Smart, the order whereby the above entitled resolution was referred to the Committee on Finance was vacated and the resolution was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Batchelor the rules were suspended to introduce a committee report not previously advertised in the Journal.

Senator Green, for the Committee on Revision of Laws, to whom was referred Senate Bill No. 103, An act relative to reports by certain county officers, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the committee adopted.

Senator Smart, under a suspension of the rules, introduced several committee reports not previously advertised in the Journal.

Senator O'Malley, for the Committee on Finance, to whom was referred Senate Bill No. 62, An act establishing the office of deputy superintendent of the state

hospital, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the recommendation of the committee was adopted.

Senator O'Malley, for the Committee on Finance, to whom were referred:

House Bill No. 344, An act relative to disposal of revenue from motor vehicle road tolls.

House Bill No. 472, An act appropriating funds for construction of an educational building at the state industrial school.

House Joint Resolution No. 25, Joint resolution to establish a commission to study the state's delinquency agencies.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills and joint resolution were ordered to a third reading this afternoon at two o'clock.

Committee of Conference Reports

The Committee of Conference, to whom was referred House Bill No. 16, An act relative to salary of the commissioners of Rockingham and Merrimack counties, report the same with the recommendation that the House recede from its position of non-concurrence and that the Senate recede from its position in adopting its amendments and concur with the House in passage of the bill.

ROBERT A. JOHNSON,

EMMETT A. NAWN,

GEORGE W. BOYNTON,

Conferees on the part of the House.

JESSE R. ROWELL,

AUGUSTUS F. BUTMAN,

Conferees on the part of the Senate.

The report of the committee was accepted, and the recommendation of the committee was adopted.

The Committee of Conference, to whom was referred House Bill No. 188, An act relative to liability of hotel keepers for losses by guests, report the same with the recommendation that the House recede from its position of non-concurrence, that the Senate recede from its position in adopting its amendments, and that the following amendments be adopted:

Amend the bill by striking out the whole of section 1 and inserting in place thereof the following:

1. *Hotel Keepers.* Amend section 1 of chapter 208 of the Revised Laws by striking out said section and inserting in place thereof the following: 1. *Liability for Losses.* No hotel keeper, inn keeper, operator of over-night cabins, motor courts, or similar establishments, (hereinafter referred to as hotel keeper) shall be liable to a guest for the loss of wearing apparel or baggage belonging to such guest, where it shall appear that such loss takes place from the room or rooms assigned to such guest and provided such hotel keeper proves affirmatively that such loss was not caused or contributed to by his negligence or fault, or was caused solely by the negligence of such guest and in no case shall recovery for such loss exceed the sum of three hundred dollars. A hotel keeper shall provide a suitable safe in his hotel for the safe-keeping of money, jewelry, precious stones, watches, negotiable securities and other valuables belonging to the guests of such hotel and if such hotel keeper gives notice thereof by posting in the rooms of such guests and in the office of the hotel, in a conspicuous manner, a notice containing a copy of this section and stating therein the fact that such safe is provided in which such property may be deposited, such hotel keeper shall not be liable to any guest for the loss by theft, or otherwise, of any such property not delivered, or

offered to be delivered, to the person in charge of the office of such hotel for deposit in such safe, provided such hotel keeper proves affirmatively that such loss was not caused or contributed to by his negligence or fault, or was caused solely by the negligence of such guest, and such hotel keeper shall not be liable to any guest for any sum in excess of one thousand dollars on account of the loss by theft, or otherwise, of any such property received for deposit, except by special contract in writing stating the kind and value of the property received and the kind and extent of the liability of the hotel keeper. Nor shall such hotel keeper be liable in any sum for the loss of other property, including wearing apparel and personal baggage, belonging to any guest and not within the room or rooms assigned to him, unless the same is specially entrusted to the care and custody of such hotel keeper or agents or servants.

ROBERT V. JOHNSON,
PHILIP S. WILLEY,
WILLIAM MAYNARD,

Conferees on the part of the House.

RUSSELL F. BATCHELOR,
J. R. ROWELL,

Conferees on the part of the Senate.

The report of the committee was accepted, and the recommendation of the committee was adopted.

The Committee on Conference, to whom was referred Senate Bill No. 96, An act relating to the racing commission, having considered the same, reported the same with the following recommendation:

That the Senate recede from its position of non-concurrence and concur in the amendment offered by the House.

RAE S. LARABA,
EMMET J. KELLEY,

Conferees on the part of the Senate.

ROBERT A. JOHNSON,
GARDNER O. TURNER,
ELISABETH H. MASON,
Conferees on the part of the House.

The report of the committee was accepted and the recommendation of the committee was accepted.

On motion of Senator Barnard, the rules were suspended, and all bills and joint resolutions were read a third time and passed at the present time.

Third Readings

House Bill No. 344, An act relative to disposal of revenue from motor vehicle road tolls.

House Bill No. 472, An act appropriating funds for construction of an educational building at the State Industrial School.

House Joint Resolution No. 25, Joint resolution to establish a commission to study the state's delinquency agencies.

House Message

The following message was received from the House of Representatives by its Clerk:

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 35, An act in relation to workman's compensation.

House Bill No. 288, An act relative to the salary of the solicitor of Grafton county.

House Bill No. 458, An act to amend the charter of the city of Portsmouth.

House Bill No. 180, An act relating to the salary of the solicitor of Rockingham county.

House Bill No. 201, An act relative to tax sales and transfer of tax liens.

House Bill No. 365, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1948.

House Bill No. 366, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1949.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 440, An act to provide state aid for low-rent housing.

House Bill No. 456, An act to provide for the mental examination and treatment of certain children.

House Bill No. 345, in new draft, An act relating to the regulation and development of aeronautics.

House Bill No. 411, An act relative to the practice of nursing.

The message further stated that the House of Representatives had voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendment the House of Representatives asked the concurrence of the Honorable Senate.

House Bill No. 25, An act relative to qualifications for old age assistance.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Appropriation.* There is hereby appropriated the sum of seventy-two thousand dollars for each of the fiscal years ending June 30, 1948 and June 30, 1949. The sums hereby appropriated shall be ex-

pendent under the direction of the department of public welfare for old age assistance grants and said sums are in addition to the sums otherwise appropriated for said department.

On motion of Senator Smart the Senate voted to concur in the adoption of the amendment offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

The message further stated that the House of Representatives had adopted the report of the committee of conference on House Bill No. 359, An act relative to the salary of the sheriff of Grafton and Hillsborough county.

The Speaker appointed as members of such committee, on the part of the House, Messrs. Willey of Campton, Lewis of Orford and Geisel of Manchester.

On motion of Senator Daniel the Senate voted to accede to the request of the House of Representatives for a committee of conference.

The President appointed as members of such committee, on the part of the Senate, Senators Welch and Daniel.

The message further stated that the House of Representatives had passed the following entitled bills and joint resolution, in the passage of which it asked the concurrence of the Honorable Senate:

House Bill No. 369, An act relating to general funds of the state.

House Bill No. 476, An act making supplemental appropriations for the state of New Hampshire for the year ending June 30, 1947.

House Joint Resolution No. 29, Joint resolution in favor of Clarence A. DuBois and others.

The message further stated that the House of Representatives had voted to adopt the committee of conference report on:

House Bill No. 188, An act relative to liability of hotel keepers for losses by guests.

Senate Bill No. 45, An act relating to compensation of trustees.

Senate Bill No. 96, An act relating to the racing commission.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

Senate Bill No. 98, An act relating to the taking of lobster and crabs.

Senate Bill No. 358, An act to establish a finance commission in the city of Portsmouth.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred to the Committee on Finance:

House Bill No. 369, An act relating to general funds of the state.

House Bill No. 476, An act making supplemental appropriations for the state of New Hampshire for the year ending June 30, 1947.

House Joint Resolution No. 29, Joint resolution in favor of Clarence A. DuBois and others.

Committee Reports

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 365, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1948, having considered the same, reported the same, under Joint Rule No. 6, with the following amendments, and

recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill as follows:

Strike out the figure "\$4542." under Federal Norris-Doxey under the appropriation for forestry and recreation and insert in place thereof the figure, \$6056.

Amend the total by striking out the figure "8136" and inserting in place thereof the figure, \$9650.

Amend the total for forestry by striking out the figure "\$115,171.70" and inserting in place thereof the figure, \$116,685.70.

Further amend said section 1 by striking out the figure "\$191,909." in the appropriation for state police and inserting in place thereof the figure, \$193,964; by striking out in the total for state police the figure "\$316,684." and inserting in place thereof the figure, \$322,129.

Amend the total net appropriation for state police by striking out the figure "\$126,684." and inserting in place thereof the figure, \$132,129.

The report was accepted, amendments adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 366, An act making appropriations for the expenses of the State of New Hampshire for the year ending June 30, 1949, having considered the same, reported the same, under Joint Rule No. 6, with the following amendments, and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill as follows:

Strike out the figure \$4542." under Federal Norris-Doxey under the appropriation for forestry and recreation and insert in place thereof the figure, \$6056; amend the total by striking out the figure "\$8136." and inserting in place thereof the figure, \$9650.

Amend the total by striking out the figure

“\$113,778.70” and inserting in place thereof the figure, \$115,292.70.

Further amend said section 1 by striking out the figure “\$193,277.” in the appropriation for the state police and inserting in place thereof the figure, \$195,662; by striking out the total for state police the figure “\$303,177.” and inserting in place thereof the figure, \$306,627.

Amend the total net appropriation for state police by striking out the figure “\$113,177.” and inserting in place thereof the figure, \$116,627.

The report was accepted, amendments adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred Senate Bill No. 98, An act relating to the taking of lobsters and crabs, having considered the same, reported the same with the following amendment, and recommended that the bill, as amended, ought to pass.

Amend said bill by striking out the first two lines and inserting in place thereof the following:

1. *Taking Lobsters and Crabs.* Amend chapter 245 of the Revised Laws by inserting after section 43 the following new section: 43-a. *Removal of Devices.* Any person whose

The report was accepted, amendment adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Senator Noel, for the Committee on Engrossed Bills, to whom was referred House Bill No. 358, An act to establish a finance commission in the city of Portsmouth, having considered the same, reported the same, under Joint Rule No. 6, with the following amendments and recommended that the bill, as amended, ought to pass.

Amend section 1 of said bill by striking out the word "each" in the last sentence of said section.

Amend section 3 of said bill by striking out the words and figures "under the procedure set forth in section 10, chapter 169, Laws of 1911" and inserting in place thereof

The report was accepted, amendments adopted, and the bill, as amended, was sent to the House of Representatives for concurrence in Senate amendment.

Committee of Conference Report

The Committee of Conference, to whom was referred Senate Bill No. 45, An act relating to compensation of trustees, having considered the same, recommended that the Senate recede from its position of non-concurrence and that both Houses concur in the adoption of the following amendment:

Amend said bill by striking out section 1 and inserting in its place the following: 1. *Trustees*. Amend chapter 363, Revised Laws, by inserting after section 19 the following new section: 20. *Compensation*. A trustee shall be allowed his reasonable expenses incurred in the execution of his trust; and unless otherwise expressly provided in the trust instrument, he shall have such reasonable compensation for services as the judge may allow. Unless otherwise expressly provided in the trust instrument, such compensation and expenses may be apportioned between principal and income as the judge may determine equitable.

JESSE R. ROWELL,

RUSSELL F. BATCHELOR,

Conferees on the part of the Senate.

RICHARD F. UPTON,

FRED T. WADLEIGH,

ELISABETH H. MASON,

Conferees on the part of the House.

Bills Recalled from the Governor

On motion of Senator Smart the following resolution was adopted:

Resolved, That his Excellency, the Governor, be requested to return to the Senate for further consideration:

House Bill No. 365, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1948.

House Bill No. 366, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1949.

Pursuant to the above request his Excellency the Governor returned to the Senate, for further consideration, House Bill No. 365, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1948 and House Bill No. 366, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1949.

On motion of Senator Smart the rules were suspended to allow reconsideration of the vote on House Bills Nos. 365 and 366.

On motion of the same senator the Senate voted to reconsider the vote whereby House Bills Nos. 365 and 366 passed.

On motion of the same senator the Senate voted to reconsider the vote whereby the above entitled bills were ordered to a third reading.

On motion of the same senator the above entitled bills were recommitted to the Committee on Finance.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 448, An act requiring pre-natal standard serological tests for syphilis.

House Bill No. 463, An act authorizing the town of Hampton to issue serial bonds or notes.

Senate Bill No. 53, An act relating to the retirement system for state employees.

ALDEGE A. NOEL,
For the Committee.

On motion of Senator Cummings the following resolution was adopted:

Resolved, that the Clerk be instructed to write former Senator Blake T. Shurman and express the condolences of the Senate upon his injuries and hope for him a speedy recovery from his accident.

The President of the Senate requested the unanimous consent of the Senate to transfer the special order scheduled for 11:02 on Monday, to 11:02 on Tuesday, July 1st.

On a *viva voce* vote the Senate voted unanimously upon the President's request.

On motion of Senator O'Malley the Senate adjourned.

Afternoon

The Senate reassembled.

On motion of Senator Cummings the Senate adjourned.

TUESDAY, JULY 1, 1947.

The Senate met according to adjournment.

Senator Rowell in the Chair.

On motion of Senator Barnard the following resolution was adopted:

Resolved, That the Senate in General Court convened, hereby expresses its sincere thanks to the Reverend Ernest A. Shepard for the services rendered to us during the present session, particularly while he served us in the Senate Chamber; and be it further

Resolved, That the Clerk transmit a copy of this resolution to him.

On motion of Senator Barnard the following resolution was adopted:

Resolved, That the New Hampshire Senate in General Court convened, hereby extends its thanks and appreciation to the Press for the quality of the reporting of the official activities of the 1947 Session and particularly the high type of reporters assigned to the Senate.

Special Order

Senator Barnard called for the special order, it being:

House Bill No. 473, An act relating to redistricting the senatorial districts with a motion pending to refer the bill to the Legislative Session of 1949.

The question being stated.

(Discussion ensued)

Roll Call

The Clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Kelley, Cummings, Welch, Hewitt, Stafford, Rowell, Chandler, Noel, O'Malley, Daniel, Marcoux, Butman and Spollett.

The following named senators voted in the negative: Senators Green, Gay, Batchelor, Sawyer, Colburn, Morgan, Bean, Barnard, Gamache, Smart and Laraba.

Thirteen senators having voted in the affirmative,

and eleven senators having voted in the negative, the affirmative prevailed.

On motion of Senator Kelley the vote was so far reconsidered as to permit the introduction of the following amendments:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act continuing the interim committee on the study of redistricting senatorial districts.

Amend the said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Committee Continued.* The interim committee to study redistricting the senatorial districts of the state under the provisions of chapter 234 of the Laws of 1945 is hereby directed to continue said study with particular regard to the senatorial districts in and around the city of Manchester. The members of said committee shall serve without compensation but shall be reimbursed their actual expenses when engaged in the business of the committee. The committee shall report its recommendations and findings to the Secretary of State on or before December 1, 1948 for use of the Legislature of 1949.

2. *Appropriation.* For the purpose of carrying out the provisions of this act there is hereby appropriated a sum not exceeding five thousand dollars and the governor is authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

3. *Takes Effect.* This act shall take effect upon its passage.

The question being stated, Shall the amendment be adopted?

Senator Barnard demanded a roll call.

The Clerk proceeded to call the roll.

Roll Call

The following named senators voted in the affirmative: Senators Kelley, Cummings, Rowell, Chandler, Sawyer, Colburn, Gamache, O'Malley, Daniel, Marcoux, Butman and Spollett.

The following named senators voted in the negative: Senators Green, Welch, Hewitt, Stafford, Gay, Batchelor, Morgan, Bean, Barnard, Smart and Laraba.

Twelve senators having voted in the affirmative, and eleven senators having voted in the negative, the affirmative prevailed, and the amendment was adopted.

Senator Noel requested to be relieved from voting due to the fact that he was a member of the commission which was originally created.

The above entitled bill was referred to the Committee on Finance, under the rules.

Senator Stafford moved that the rules be suspended, reference to committee be dispensed with, and that the above entitled bill be put on its third reading and final passage at the present time, and on that motion Senator Hewitt demanded a roll call.

(Discussion ensued)

Senator Stafford withdrew his motion, and the bill was referred to the Committee on Finance.

Introduction of Committee Report

Senator Smart, under a suspension of the rules, introduced a committee report not previously advertised in the Journal.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 473, An act relative to redistricting the Senatorial districts, having considered the same, reported the same with the following amendment, and recommended that the bill, as amended, ought to pass.

Amend the bill by striking out the words five thousand dollars where they appear in section 2 of the amended bill, and substituting in place thereof the words, twenty-five hundred dollars so that said section as amended shall read as follows:

2. *Appropriation.* For the purpose of carrying out the provisions of this act there is hereby appropriated a sum not exceeding twenty-five hundred dollars and the governor is authorized to draw his warrant for said amount out of any money in the treasury not otherwise appropriated.

The report was accepted, amendment adopted, and the bill was ordered to a third reading this afternoon at two o'clock.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills to the following bill, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 94, An act amending the charter of the city of Dover.

Amend section 1 of said bill by striking out the first five lines and inserting in place thereof the following:

1. *Wentworth Hospital and Dover City Hospital, Trustees.* Amend section 42 of chapter 329 of the Laws of 1929, being the charter of the city of Dover, by striking out said section and inserting in place thereof the following: 42. *Wentworth Hospital and Dover City Hospital, Trustees.* I. The city of Dover is hereby authorized to do and perform any and all

Further amend said section 1 by striking out "(b)" and inserting in place thereof, II.

Further amend said section 1 by striking out in the last line the words "section (a)" and inserting in place thereof the word, paragraph.

On motion of Senator Laraba the Senate voted to concur in the amendments offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

On motion of Senator Kelley the rules were suspended to permit the third reading and final passage of House Bill No. 473, An act relating to the redistricting of the senatorial districts, at the present time.

The bill was read a third time.

Question being on the passage of the bill.

Senator Hewitt demanded a roll call.

The Clerk proceeded to call the roll.

Roll Call

The following named senators voted in the affirmative: Senators Kelley, Cummings, Rowell, Chandler, Sawyer, Colburn, Noel, O'Malley, Daniel, Marcoux and Butman.

The following named senators voted in the negative: Senators Green, Welch, Hewitt, Stafford, Gay, Batchelor, Morgan, Bean, Barnard, Gamache, Smart, Spollett and Laraba.

Eleven senators having voted in the affirmative, and thirteen senators having voted in the negative, the negative prevailed and the bill did not pass.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 163, An act relative to unemployment compensation as to eligibility conditions for benefits.

House Bill No. 180, An act relating to the salary of the solicitor of Rockingham county.

House Bill No. 201, An act relative to tax sales and transfer of tax liens.

House Bill No. 288, An act relative to the salary of the solicitor of Grafton county.

House Bill No. 16, An act relative to the salaries of the commissioners of Rockingham and Merrimack counties.

House Bill No. 411, An act relative to the practice of nursing.

House Bill No. 25, An act relative to qualifications for old age assistance.

House Bill No. 440, An act to provide state aid for low-rent housing.

House Bill No. 472, An act appropriating funds for construction of an educational building at the state industrial school.

Senate Bill No. 91, An act relating to the powers of trust companies.

House Bill No. 458, An act to amend the charter of the city of Portsmouth.

House Bill No. 365, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1948.

House Bill No. 366, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1949.

House Bill No. 35, An act in relation to workmen's compensation.

ALDEGE A. NOEL,
For the Committee.

Introduction of Committee Reports

Senator Smart, under a suspension of the rules, introduced several committee reports not previously advertised in the Journal.

Senator O'Malley, for the Committee on Finance, to whom was referred:

House Bill No. 476, An act making supplemental appropriations for the state of New Hampshire for the year ending June 30, 1947.

House Bill No. 369, An act relating to general funds of the state.

House Joint Resolution No. 6, Joint resolution to provide for an investigation of the laws relating to tax exemption of real estate and personal property, and to ascertain the total value of property in New Hampshire so exempted.

House Joint Resolution No. 29, Joint resolution in favor of Clarence A. DuBois and others.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills and joint resolutions were ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 365, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1948, having considered the same, reported the same with the following amendments, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the paragraph relative to custodial care for the state prison, and inserting in place thereof the following:

Custodial care:

Salary of deputy warden	\$3,035.00
Other personal services	81,901.00
Current expenses	64,275.00
Equipment	1,250.00

Total

\$150,461.00

Further amend said section 1 by striking out the figure "\$221,280.00" for the total state prison and inserting in place thereof the figure, \$221,630.00, and by striking out the figure for net appropriation of "\$206,252.00" and inserting in place thereof the figure \$206,702.00.

Further amend said section 1 by striking out the paragraph relative to municipal accounting net appropriation and total appropriation for the tax commission and inserting in place thereof the following:

Municipal accounting:

Personal services	\$22,904.00
Current expenses	1,125.00
Travel	6,500.00
Equipment	300.00

Total	\$30,829.00
Less revenue	12,037.00

Net appropriation	18,792.00
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\$112,655.00

Further amend said section 1 by striking out the figure "\$9,800,206.64," being the total net appropriation and inserting in place thereof the figure, \$9,803,771.64.

The report was accepted, amendments adopted, and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 366, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1949, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the

paragraph relative to custodial care for the state prison and inserting in place thereof the following:

Custodial care:

Salary of deputy warden	\$3,035.00
Other personal services	83,485.00
Current expenses	64,275.00
Equipment	1,000.00

Total	\$151,795.00
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Further amend said section 1 by striking out the figure "\$222,423.00" for the total state prison and inserting in place thereof the figure \$222,773.00" and by striking out the figure for net appropriation "\$207,395.00" and inserting in place thereof the figure, \$207,745.00.

Further amend said section 1 by striking out the paragraph relative to municipal accounting net appropriation and total appropriation for the tax commission and inserting in place thereof the following:

Municipal accounting:

Personal services	\$23,360.00
Current expenses	1,125.00
Travel	6,500.00
Equipment	300.00

Total	\$31,285.00
Less revenue	12,255.00

Net appropriation	\$19,030.00
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Total tax commission	\$111,404.00
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Further amend said section 1 by striking out the figure "\$10,149,516.54" being the total net appropriation and inserting in place thereof the figure, \$10,153,141.54.

The report was accepted, amendments adopted, and

the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Laraba, under a suspension of the rules, introduced several committee reports not previously advertised in the Journal.

Senator Laraba, for the Committee on Judiciary, to whom was referred House Bill No. 452, An act to raise the salaries of the mayor and aldermen of the city of Concord, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Laraba, for the Committee on Judiciary, to whom was referred Senate Bill No. 8, An act to establish a state housing board, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the committee was adopted.

On motion of Senator Kelley, the rules were suspended, and all bills were ordered to a third reading and final passage at the present time.

Third Readings

House Bill No. 365, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1948.

House Bill No. 366, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1949.

House Bill No. 369, An act relating to general funds of the state.

House Bill No. 476, An act making supplemental appropriations for the state of New Hampshire for the year ending June 30, 1947.

House Bill No. 452, An act to raise the salaries of the mayor and aldermen of the city of Concord.

House Joint Resolution No. 6, Joint resolution to provide for an investigation of the laws relating to tax exemption of real estate and personal property to ascertain the total value of property in New Hampshire so exempted.

House Joint Resolution No. 29, Joint resolution in favor of Clarence A. DuBois and others.

Senator Hewitt moved that the Senate reconsider its vote on House Bill No. 473, An act relating to re-districting of the senatorial districts.

On a *viva voce* vote the negative prevailed, and the motion to reconsider was lost.

Bill Recalled from the Governor

On motion of Senator Smart the following resolution was adopted:

Resolved, That His Excellency, the Governor, be requested to return to the Senate for further consideration House Bill No. 344, An act relative to disposal of revenue from motor vehicle road tolls.

Bill Returned from the Governor

Pursuant to the above request, His Excellency, the Governor, returned to the Senate for further consideration the above entitled bill.

On motion of Senator Smart the rules were suspended to allow a reconsideration of the vote on the above entitled bill.

On motion of the same senator the Senate voted to reconsider its vote whereby the above entitled bill passed.

On motion of the same senator the Senate voted to reconsider its vote whereby the above entitled bill was ordered to a third reading.

On motion of the same senator the bill was recommitted to the Committee on Finance.

Committee of Conference Report

The Conference Committee, to whom was referred House Bill No. 359, An act relative to the salary of the sheriff of Grafton county, having considered the same, recommended that the Senate recede from its position in adopting its amendment, that the House recede from its position of non-concurrence and that the House and Senate adopt the following amendments:

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An act relative to the salaries of the sheriffs of Grafton and Hillsborough counties.

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1. *Grafton and Hillsborough Counties.* Amend section 27, chapter 380 of the Revised Laws, as amended by chapter 195, Laws of 1943, chapter 189, Laws of 1945, section 2, chapter 2, Laws of 1947, section 3, chapter 202, Laws of 1947, and An act of the session of 1947 relative to the salary of the sheriff of Coos county by striking out the words "one thousand" in the eleventh line and inserting in place thereof the words, twelve hundred and fifty, and by striking out the word "fifteen" in the eighth line and inserting in place thereof the word, nineteen, so that said section as amended shall read as follows: 27. *Salaries.* The annual salaries of the sheriffs of the several counties shall be as follows:

In Rockingham, fifteen hundred dollars.

In Strafford, one thousand dollars.

In Belknap, thirteen hundred dollars.

In Carroll, twelve hundred dollars.

In Merrimack, two thousand dollars.

In Hillsborough, nineteen hundred dollars.

In Cheshire, fifteen hundred dollars.

In Sullivan, eight hundred dollars.

In Grafton, twelve hundred and fifty dollars.

In Coos, eighteen hundred dollars.

Further amend said bill by inserting after section 1 the following new section:

2. *Reports.* Every sheriff and deputy sheriff shall file with the clerk of the court in his respective county a statement of his income as sheriff or deputy sheriff for the year 1947, to be filed not later than April 1, 1948, and for the year 1948, to be filed not later than April 1, 1949. Such statements shall be under oath, shall show the income from each type of work (such as salary, court attendance, criminal investigation, service of civil process, etc.) and whether the same is for services, mileage or expenses.

Further amend said bill by renumbering section 2 to read section 3.

CHARLES E. DANIEL,
JAMES WELCH,

Conferees on the part of the Senate.

PHILIP S. WILLEY,
JOSEPH H. GEISEL,
ARTHUR J. LEWIS,

Conferees on the part of the House.

The report was accepted, and the recommendation of the committee was adopted.

Recess

The Senate reassembled.

President Barnard in the chair.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has refused to concur with the Honorable Senate in its amendments to the following entitled bills and asks for a committee of conference.

House Bill No. 365, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1948.

House Bill No. 366, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1949.

The Speaker appointed as members of such committee, on the part of the House, Messrs. Fogg of Deerfield, Daniels of Manchester, and McDaniel of Nottingham.

On motion of Senator Smart the Senate voted to accede to the request of the House of Representatives for a committee of conference and, pursuant to the above request, the President appointed as members of such committee, on the part of the Senate, Senators Smart and Bean.

The message further stated that the House of Representatives had voted to adopt the committee of conference report on House Bill No. 359, An act relative to the salaries of the sheriffs of Grafton and Hillsborough counties.

Bills and Joint Resolutions Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

House Joint Resolution No. 25, Joint resolution to

establish a commission to study the state's delinquency agencies.

House Bill No. 466, An act relating to the payment of motor vehicle road tolls by cities and towns.

Senate Bill No. 98, An act relating to the taking of lobsters and crabs.

House Bill No. 456, An act to provide for the mental examination and treatment of certain children.

Senate Bill No. 96, An act relating to the racing commission.

House Bill No. 345, An act relating to the regulation and development of aeronautics.

House Bill No. 188, An act relative to liability of hotel keepers for losses by guests.

Senate Bill No. 45, An act relating to compensation of trustees.

House Bill No. 409, An act relative to the establishment of a state board of fire control.

House Bill No. 358, An act to establish a finance commission in the city of Portsmouth.

Senate Joint Resolution No. 3, Joint resolution to establish an interim committee to study the overall tax structure of the state.

JOHN P. H. CHANDLER, JR.,

For the Committee.

Introduction of Committee Reports

Senator Smart, under a suspension of the rules, introduced the following committee reports not previously advertised in the Journal.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 344, An act relative to disposal of revenue from motor vehicle road tolls, having considered the same, reported the same with the following amendments, and recommended that the bill, as amended, ought to pass.

Amend said bill by inserting after section 1 the following new section:

2. *Clarification.* The airways toll established by the provisions of section 30-a of chapter 306 of the Revised Laws, as inserted by section 8 of an act of the Session of 1947 relative to the regulation and development of aeronautics, shall be construed as being in lieu of the motor vehicle road tolls upon motor fuel used in the propulsion of aircraft. The motor vehicle commissioner before paying over to the state treasurer revenue collected from said airways toll shall deduct therefrom expenses of collection.

Further amend said bill by renumbering section 2 to read section 3.

Further amend said bill by striking out section 2 and inserting in place thereof the following:

3. *Takes Effect.* This act shall take effect on September 1, 1947.

The report was accepted, amendments adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Laraba the rules were suspended and the bill was ordered to a third reading and final passage at the present time.

The above entitled bill was read a third time and passed.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 354, An act creating the New Hampshire road toll commission, having considered the same, reported the same with the following amendments and recommended that the bill, as amended, ought to pass.

Amend section 8, as amended, by striking out the same and inserting in place thereof the following:

8. Tolls or charges, which the highway commis-

sioner deems necessary and reasonable for the use of said highway or any part of the right of way and other property acquired pursuant to the provisions hereof, shall be collected from persons operating motor vehicles thereon or otherwise making use of said right of way. The tolls collected shall be deposited with the state treasurer who shall keep the same in a separate account, and the operating expenses and maintenance of the toll road shall be paid from said account as long as tolls are collected. From the balance remaining after payment of operation and maintenance, the governor with the approval of the council, shall pay the interest and principal on the bonds issued hereunder. During the construction of the toll road the governor may, if necessary, draw his warrant upon the highway fund to pay interest due upon any bonds that have been issued in accordance with the provisions of this act, such payment to be repaid to the highway fund from the collections of tolls.

Amend the bill by striking out section 12 and inserting in place thereof the following:

12. *Takes Effect.* This act shall take effect upon its passage, but construction of said highway shall not begin nor shall said bonds be issued until after the highway commissioner and the governor and council have caused to be made a complete traffic survey and finding that it is feasible and practicable to locate and construct said highway pursuant to the provisions hereof.

The report was accepted and the amendments were adopted.

Question being stated.

The bill being on its second reading and open to amendment, Senator Spollett offered the following amendments and moved its adoption:

Amend said bill by inserting after section 3 the following new section:

4. *Compensation.* As compensation for the additional duties authorized herein there shall be paid annually until July 1, 1953 solely from funds provided under authority of this act the sum of one thousand dollars to the state highway commissioner and the sum of five hundred dollars to the deputy state highway commissioner.

Further amend said bill by renumbering sections 4 through 11 to read 5 through 12.

(Discussion ensued)

On a *viva voce* vote the negative prevailed.
Senator Spollett demanded a roll call.

Roll Call

The Clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Kelley, Welch, Rowell, Chandler, Batchelor, Colburn, Butman and Spollett.

The following named senators voted in the negative: Senators Cummings, Green, Hewitt, Stafford, Gay, Sawyer, Noel, Morgan, Bean, Gamache, O'Malley, Daniel, Marcoux, Smart and Laraba.

Eight senators having voted in the affirmative, and fifteen senators having voted in the negative, the negative prevailed, and the amendments were not adopted.

The bill was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Laraba the rules were suspended and the bill was ordered to a third reading and final passage at the present time.

The above entitled bill was read a third time and passed.

Senator O'Malley, for the Committee on Finance, to whom was referred House Bill No. 465, An act ap-

appropriating funds for construction of capital improvements and long term repairs for the state of New Hampshire, having considered the same, reported the same with the following amendments and recommended that the bill, as amended, ought to pass.

Amend the first paragraph of section 1 of the bill by striking out the words and figures "one million, five hundred and one thousand, two hundred ninety-four dollars (\$1,501,294)" and substituting therefor the words and figures, two million, one thousand, two hundred ninety-four dollars (\$2,001,294); so that said paragraph as amended shall read:

1. *Appropriation.* The sum of two million, one thousand, two hundred ninety-four dollars (\$2,001,294), is hereby appropriated for the purposes and in the amounts listed below, which purposes include such related improvements, facilities, equipment and furnishings as are necessary to complete the same.

Amend sub-section (i) of section 1 by adding at the end of said sub-section the words and figures, Infirmary \$500,000.00 and by striking out the total amount of \$921,194.00" and substituting therefor the figures, \$1,421,194.00.

Amend section 3 by striking out said section and inserting in place thereof the following:

3. *Bonds and Notes Authorized.* To provide funds for the appropriation made in section 1 thereof the state treasurer is hereby authorized, under the direction of the governor and council, to borrow upon the credit of the state not exceeding the sum of two million, one thousand, two hundred ninety-four dollars (\$2,001,294), and to provide funds for the appropriations made in section 2 hereof, not exceeding the sum of three hundred thousand dollars (\$300,000.00), and for the purposes may issue bonds and notes in the name and on behalf of the state of New Hampshire. The governor and council shall determine the form of such notes

or bonds, their rate of interest, and the dates when interest shall be paid, the dates of maturities, the places where principal and interest shall be paid, and the time or times of issue. Such bonds or notes shall be signed by the treasurer and countersigned by the governor, and shall be deemed a pledge of the faith and credit of the state. The payment of principal and interest on bonds or notes issued for the purposes of section 1 shall be made from the special fund as provided by chapter 126, Laws of 1931, as amended. The payment of principal and interest on bonds or notes issued for the purposes of section 2 shall be from income of the fish and game department, and no bond or note issued for this purpose shall mature more than five years from the date of issue. The proceeds of the sale of bonds and notes shall be held by the treasurer and paid out by him upon warrants drawn by the governor for the purposes of this act alone. And the governor, with the advice and consent of the council, shall draw his warrants for the payments from the funds provided for herein of all sums expended or due for the purposes herein authorized.

Amend section 5 of the bill by striking out said section and inserting in place thereof the following:

5. *Short Term Notes.* Prior to the issuance of the bonds or notes hereunder, the treasurer, under the direction of the governor and council, may for the purposes hereof borrow money from time to time on short term loans, which may be refunded by the issuance of the bonds or notes hereunder. Provided, however, that at no one time shall the indebtedness of the state on such short term loans exceed the sum of two million, one thousand, two hundred ninety-four dollars (\$2,001,294.) for the purposes of section 1, and the sum of three hundred thousand dollars (\$300,000.) for the purposes of section 2.

Further amend the bill by striking out section 6 and inserting in place thereof the following:

6. *Priority of Projects.* The governor and council shall determine the time for undertaking the projects hereinbefore enumerated.

Amend section 11 of the bill by adding at the end thereof the words, the governor and council may reject any and all bids and/or negotiate with the highest bidder; so that said section as amended shall read as follows:

Section 11. All bonds or notes (except short-term loans) issued under the provisions of this act shall be sold (1) at public sealed bidding (2) only after an advertisement calling for bids has been published at least once in each of two successive calendar weeks in a newspaper of general circulation in New Hampshire, the first publication being not less than thirty days prior to the day the bids will be received, and (3) to the highest bidder. The governor and council may reject any and all bids and/or negotiate with the highest bidder.

The report was accepted, amendments adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Laraba the rules were suspended and the above entitled bill was ordered to a third reading and final passage at the present time.

The above entitled bill was read a third time and passed.

Recess

The Senate re-assembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 80, An act relative to a change of name for Long Pond in the town of Croydon.

Amend section 2 by striking out the words "its passage" in the second line and inserting in place thereof the words, approval by a majority vote of the legal voters present and voting at the next regular town meeting or any special meeting held prior thereto in the town of Croydon, so that said section, as amended, shall read as follows:

2. *Takes Effect.* This act shall take effect upon approval by a majority vote of the legal voters present and voting at the next regular town meeting or any special meeting held prior thereto in the town of Croydon.

On motion of Senator Cummings the Senate voted to concur in the adoption of the amendment sent up from the House of Representatives.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 354, in new draft, An act to lay out and construct a continuous highway on a new location across the southeast corner of the state of New Hampshire westerly of the present route U. S. No. 1.

House Bill No. 344, An act relative to disposal of revenue from motor vehicle road tolls.

House Bill No. 465, An act making appropriations for capital improvements and long term repairs for the state of New Hampshire.

The message further stated that the House of Representatives had voted to adopt the report of the Committee of Conference on:

House Bill No. 365, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1948.

House Bill No. 366, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1949.

Committee of Conference Reports

The Committee of Conference, to whom was referred House Bill No. 365, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1948, having considered the same, reported the same with the recommendation that the House recede from its position of non-concurrence and concur in the amendments, sent down by the Senate.

JOEL S. DANIELS,
ARTHUR W. McDANIEL,
CARL M. FOGG,

Conferees on the part of the House.

J. GUY SMART,
ARTHUR E. BEAN,

Conferees on the part of the Senate.

The Committee of Conference, to whom was referred House Bill No. 366, An act making appropriations for the expenses of the state of New Hampshire for the year ending, June 30, 1949, having considered the same, reported the same with the recommendation that the House recede from its position of non-concurrence and concur in the amendments sent down by the Senate.

JOEL S. DANIELS,
ARTHUR W. McDANIEL,
CARL M. FOGG,

Conferees on the part of the House.

J. GUY SMART,
ARTHUR E. BEAN,
Conferees on the part of the Senate.

The reports were accepted, and the recommendations of the committee were adopted.

Bills and Joint Resolution Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolution:

House Bill No. 452, An act relative to the salaries of the mayor and aldermen of the city of Concord.

Senate Bill No. 94, An act amending the charter of the city of Dover.

House Bill No. 369, An act relating to the general funds of the state.

House Bill No. 476, An act making supplemental appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1947.

- House Joint Resolution No. 29, Joint resolution in favor of Clarence A. DuBois and others.

House Bill No. 359, An act relative to the salaries of the sheriffs of Grafton and Hillsborough counties.

ALDEGE A. NOEL,
For the Committee.

Recess

The Senate reassembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the amendments offered by the Committee on En-

grossed Bills to the following House bills, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 354, An act to lay out and construct a continuous highway on a new location across the southeast corner of the state of New Hampshire westerly of the present route U. S. 1.

Amend said bill by striking out section 10 and inserting in place thereof the following:

10. *Definition.* Said highway shall be a limited access highway as defined in part 7, chapter 90 of the Revised Laws as amended by chapter 188, Laws of 1945, and all provisions thereof shall apply thereto.

On motion of Senator Stafford the Senate voted to adopt the amendments offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

The message further stated that the House of Representatives had, by the final adjournment resolution, indefinitely postponed the following entitled bills and joint resolutions:

House Bill No. 117, An act relative to additional compensation for state employees.

House Bill No. 194, An act relating to the taking of trout.

House Bill No. 412, An act relating to salaries.

House Joint Resolution No. 2, Joint resolution to provide for an interim committee to study compulsory automobile insurance.

Senate Joint Resolution No. 2, Joint resolution in favor of Mrs. Alice D. Smith.

Senate Joint Resolution No. 11, Joint resolution in favor of Mrs. Walter Simonds of Randolph.

Bills and Joint Resolution Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolution:

House Bill No. 344, An act relative to disposal of revenue from motor vehicle road tolls.

Senate Bill No. 80, An act relative to a change of name for Long Pond in the town of Croydon.

House Bill No. 465, An act making appropriations for capital improvements and long term repairs for the state of New Hampshire.

House Joint Resolution No. 6, Joint resolution to provide for an investigation of the laws relating to tax exemption of real estate and personal property and to ascertain the total value of property in New Hampshire so exempted.

House Bill No. 365, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1948.

House Bill No. 366, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1949.

House Bill No. 354, An act to lay out and construct a continuous highway on a new location across the southeast corner of the state of New Hampshire westerly of the present route U. S. No. 1.

ALDEGE A. NOEL,
For the Committee.

July 1, 1947.

The Appropriation Committee of the House of Representatives and the Finance Committee of the Senate met for the purpose of electing a Budget Assistant to the Appropriations and Finance Committees of the House and Senate.

There were present sixteen members of the House as follows: Messrs. Loughton, Smart, McDaniel, Atherton, Henderson, Daniels, Tilton, Sanborn, Billings, Stapleton, Hicks, Frazer, Greene, Richards, Barry, and Fogg. Of the Senate there were seven members as

follows: Messrs. Smart, Marcoux, Cummings, O'Malley, Bean, Hewitt, and Stafford.

Mr. Arthur E. Bean was nominated by Mr. Smart of the Senate. Moved by Mr. Barry that the nominations be closed. Mr. Atherton moved that one vote be cast for Mr. Bean. The Clerk cast the vote for Mr. Bean and the Chairman declared him elected as Budget Assistant. Mr. Bean was then sworn in as Budget Assistant to the Appropriations Committee of the House and the Finance Committee of the Senate.

Oath

I, Arthur E. Bean, promise to diligently and honestly perform the duties of this office, so help me God.

ARTHUR E. BEAN

DAVID J. BARRY,
Justice of the Peace.

J. GUY SMART,
Chairman of Finance Committee of Senate.

THOMAS B. O'MALLEY,
Clerk of Senate Committee.

REMICK H. LAIGHTON,
Chairman of the Appropriations Committee.

DAVID J. BARRY,
Clerk of Appropriation Committee.

Indefinitely Postponed

The Senate has voted, by final adjournment resolution, to indefinitely postpone the following entitled bills:

In accordance with the concurrent resolution that all bills and joint resolutions pending in either branch on Tuesday, July 1, at five o'clock, be indefinitely

postponed, the following entitled bills were indefinitely postponed:

Senate Bill No. 11, An act amending chapter 226 of the Session Laws of 1921 relating to the Manchester Finance Commission.

Senate Bill No. 105, An act relative to salary of state official.

House Bill No. 157, An act relating to minimum wages for employees in manufacturing establishments.

House Bill No. 230, An act relating to veterans' service exemption.

Senate Bill No. 93, An act relating to games of chance.

Senate Bill No. 54, An act establishing the Merrimack River Valley power authority and defining its powers and duties.

House Message

The following message was received from the House of Representatives by its Clerk:

Mr. President:

The House of Representatives has voted to concur in the following concurrent resolution:

Whereas, it appears that all necessary legislative work may be accomplished by Tuesday, July 1st, instant, therefore be it

Resolved, by the House of Representatives, the Senate concurring, that the present session of the legislature be brought to final adjournment on Tuesday, July 1st, instant, at 5:00 o'clock in the afternoon.

Be It Further Resolved, That on that date all pending reports, bills and joint resolutions be indefinitely postponed.

The message further stated that the House of Representatives had voted to adopt the following con-

current resolution in which it asked the concurrence of the Honorable Senate:

Concurrent Resolution

Resolved, by the House of Representatives, the Senate concurring, that a committee of ten be appointed to join with such committee as the Senate may designate to wait upon His Excellency, the Governor, and inform him that the legislature has completed the business of the session and is ready to receive any communication he may be pleased to make.

The concurrent resolution was adopted, and the President named as a committee from the Senate to wait upon His Excellency, the Governor, the entire membership of the Senate.

Senator Laraba, for the Joint Select Committee appointed to wait upon His Excellency, the Governor, and inform him that the Legislature has completed the business of the session, and is ready to receive any communication that he might be pleased to make, reported that they had attended to their duties and had been informed by His Excellency that he had a communication to make to the Legislature.

The report was accepted, and His Excellency Charles M. Dale then came in and delivered the following message to the Senate:

Honorable Senators:

The session of 1947 has continued the progressive legislative policies of its predecessors and has written into law the complete program upon which the majority party submitted its case to the voters, a program which was endorsed in many particulars by the minority and supported throughout your deliberations by the independence which has characterized members of the General Court of New Hampshire for many years.

Your record includes the greatest advances in legislation affecting education for perhaps thirty years, including the expanding of state aid for our public school system and the increasing of support for the University of New Hampshire.

You have made a beginning in the effort to control and eradicate pollution in our serviceable waters.

You have made great strides in the promotion of aviation by providing a fund for its development and the basic law essential to an orderly construction of the required pattern of airport facilities.

You have provided for New Hampshire's share of state contributions to the national security by supporting essential programs for reorganization of the National Guard.

You have made possible an improvement in the great basic shortage in housing.

You have enacted legislation permitting the greatest improvement of fish and game resources ever enacted in this state.

You have liberalized the workmen's compensation law in line with recommendations supported by industry and labor alike and have provided for equal pay for equal work.

You have provided for continued support of the health of the people and for those in need under appropriations which will be adequate barring unforeseen rises in case load or the cost of living.

You have provided for the continuance of our necessary program of highway maintenance and construction and for the development of the state's resources through the varied program which the state has so soundly promoted.

You have provided for capital improvements at our institutions.

You have written this program within the present revenues of the state government, a record unique in the United States, and I share the opinion of the state's

fiscal officers and the members of legislative finance committees that a comfortable working balance will exist at the end of the biennial period for which you have provided.

I congratulate you on your record and express my appreciation of the particularly cordial relationships which have existed throughout the session between the legislative and executive departments.

We now turn to the administration of the program you have enacted and I assure you that it will be handled in the same efficient and economical manner which has marked the administration of affairs of this state down through the years.

I have been informed by the Joint Committee of the Senate and House of Representatives that you have completed the business of the session. Therefore, now, by the authority vested in me as Governor, I do hereby declare the General Court of New Hampshire adjourned to the last Wednesday in December in the year of Our Lord one thousand nine hundred and forty-eight.

Upon the departure of Governor Charles M. Dale, President Charles H. Barnard requested Rev. Mr. McKenney, of the First Congregational Church of Concord, to pronounce the benediction of the deliberations of the Honorable Senate.

Let us pray. Ever gracious and eternal God who made us to do Thy bidding, we thank Thee for the privilege of serving our fellows. Now we commend to Thy wise providence the decisions that have been taken in these halls. Confirm unto righteousness the acts that have been in accord with Thy will. For whatever words or acts here that may have been petty, or selfish, or unworthy, we ask Thy pardon. Now as we return to the life of private citizens give us the courage, wisdom and will still to serve Thee and the people and to our state, our nation, and our world, grant the

blessings of justice and peace. May the Lord bless you and keep you. May the Lord make His face to shine upon you and be gracious unto you. May the Lord shed upon you the Light of His Countenance and grant you His peace this night and forever more. Amen.

On motion of Senator Spollett the Senate adjourned.

Whereupon President Barnard declared the Senate adjourned until the last Wednesday in December, 1948.

BENJAMIN F. GREER,
Clerk.

A true copy attest:

BENJAMIN F. GREER,
Clerk.

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